

AGENDA

TROY CITY COUNCIL

June 19, 2000- 7:30 P.M.
Council Chambers - City Hall
500 West Big Beaver

INVOCATION

Pastor Michael Harding
First Baptist Church

ROLL CALL

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(a) Introduction of Shreyas Patel - Student Applicant for Advisory Commission for Persons with Disabilities	
(b) Introduction of Rebecca Mill - Student Applicant for Troy Daze	
(c) Introduction of Jennifer Gilbert - Student Applicant for Liquor Committee	

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CONSENT AGENDA

The consent agenda includes items of a routine nature and will be approved with one motion. That motion will approve the recommended action for each item on the consent agenda. Any Council Member may remove an item from the consent agenda and have it considered as a separate item. A member of the audience who wishes to speak in opposition to the recommended action for any given consent agenda item may do so with the approval of a majority vote of City Council. Any item so removed from the consent calendar shall be considered after other items on the consent business portion of the agenda have been heard. (*Rules of Procedure for the City Council*, Article 10, as amended April 12, 1999.)

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REGULAR BUSINESS

Persons interested in addressing City Council on items, which appear on the printed Agenda, may do so at the time the item is discussed. For those addressing City Council, time may be limited to not more than twice nor longer than five (5) minutes on any question, unless so permitted by the Chair, in accordance with the *Rules of Procedure of the City Council*, Article 12, as amended April 12,, 1999.

Persons interested in addressing City Council on items which are not on the printed Agenda may do so under the last item of the Regular Business (F) Section.

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COUNCIL COMMENTS

COUNCIL REFERRALS

VISITORS

Any person not a member of the Council may address the Council with the permission of the Mayor, after clearly stating the nature of his/her inquiry. Any such matter may be deferred to another time or referred for study and recommendation upon the request of any one Council Member except that by a majority vote of the Council Members elect, said matter may be acted upon immediately. The Mayor may require that such inquiries or comments be heard at such time as the related subject may appear on the prepared Agenda. No person not a member of the Council shall be allowed to speak more than twice or longer than five (5) minutes on any question, unless so permitted by the Chair. The Council may waive the requirements of this section by a majority of the Council Members elect. (*Rules of Procedure for the City Council*, Article 12, as amended April 12, 1999.)

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ADJOURN

Call to Order:

Invocation and Pledge of Allegiance: Pastor Michael Harding, First Baptist Church

Roll Call:

Mayor Jeanne M. Stine
Henry W. Allemon
Thomas S. Kaszubski
Martin F. Howrylak
Anthony N. Pallotta
Louise E. Schilling
John R. Stevens

Minutes: Regular Meeting – June 5, 2000

A-1Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, that the minutes of the Regular Meeting of June 5, 2000, be approved.

Yes:

No:

Presentations:

A-2

(a) Introduction of Shreyas Patel - Student Applicant for Advisory Commission for Persons with Disabilities

(b) Introduction of Rebecca Mill - Student Applicant for Troy Daze

(c) Introduction of Jennifer Gilbert - Student Applicant for Liquor Committee

PUBLIC HEARINGS**Commercial Vehicle Appeal - 3750 Finch**

C-1Suggested Resolution

Resolution #2000-

Moved by

Seconded by

WHEREAS, Section 44.02.02 of Chapter 39, Zoning, of the Code of the City of Troy provides that actions to grant appeals to the restrictions on outdoor parking of commercial vehicles in residential districts pursuant to Section 40.66.00 of Chapter 39 of the Code of the City of Troy "shall be based upon at least one of the following findings by the City Council:

- A) The occurrence of the subject commercial vehicle on the residential site involved is compelled by parties other than the owner or occupant of the subject residential site

(e.g., employer).

- B) Efforts by the applicant have determined that there are no reasonable or feasible alternative locations for the parking of the subject commercial vehicle.
- C) A garage or accessory building on the subject residential site cannot accommodate, or cannot reasonably be constructed or modified to accommodate, the subject commercial vehicle.
- D) The location available on the residential site for the outdoor parking of the subject commercial vehicle is adequate to provide for such parking in a manner which will not negatively impact adjacent residential properties, and will not negatively impact pedestrian and vehicular movement along the frontage street(s)."; and
- E) WHEREAS, The City Council of the City of Troy has found that the petitioner has demonstrated the presence of the following condition(s), justifying the granting of a variance, petitioner is committed to park vehicle behind the fence;
- F) NOW, THEREFORE, BE IT RESOLVED, That the request from Alan Crawford, 3750 Finch, for waiver of Chapter 39, Section 40.66.00, of the Code of the City of Troy, to permit outdoor parking of one Ford Cube van in a residential district is hereby approved for (_____/OR/two years).

Yes:

No:

Proposed Street Easement Vacation - South End of Daley, South of Big Beaver, Sec. 26

C-2

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

WHEREAS, A request has been received from Behr America, Inc., for the vacation of the following described portion of the 50 foot wide Daley Street Easement lying within Supervisor's Plat No. 11 (Liber 46, Page 46 of Oakland County Plats) in order to enable development of the subject street area in conjunction with the abutting portions of Lots 27, 28, 33, and 34 of Supervisor's Plat No. 11:

(Description of Street Easement Area)

Beginning at the North ¼ Corner of Section 26, T. 2N., R. 11E., West 899.31 feet; thence S 00D 10M 00S E, 1127.61 feet; thence N 67D 10M 00S W, 184.93 feet; thence N 67D 10M 00S W, 70.07 feet; thence N 73D 50M 20S W, 180.05 feet; thence N 00D 17M 00S E. 243.67 feet; thence N 89D 20M 48S W, 306.67 feet to the Point of Beginning; thence S 00D 24M 00S W, 408.03 feet; thence N 88D 51M 17S W, 49.75 feet; thence N 00D 24M 00S E, 407.87 feet, thence S 89D 20M 48S E, 50.00 feet to the Point of Beginning.

and

WHEREAS, The properties which shall benefit from the vacation include portions of Lots 27, 28, 33, and 34 of Supervisor's Plat No. 11 (City of Troy Tax Parcels 20-26-103-009 and 017, and Parcel 20-26-104-013);

NOW, THEREFORE, BE IT RESOLVED, That this request for vacation of a portion of the Daley Street Easement be granted, subject to the following conditions:

- A. Verification by the City Engineer of the accuracy of the description of the area to be vacated.
- B. Determination by the City Engineer of the nature and extent of easements to be retained and/or conveyed in conjunction with this vacation action.
- C. Response from the Oakland County Drain Commissioners Office as to the nature of easements to be retained and/or conveyed in conjunction with this vacation action.
- D. Action by Behr America to assure that they will dedicate a street right-of-way to the City, within the same described area as the area now proposed for vacation, in the event that their proposed building project does not proceed; and

BE, IT FURTHER RESOLVED, That final action shall be taken by the City Council to vacate said portion of the platted Daley Street easement, after receipt of the above described information from the City Engineer and the Oakland County Drain Commissioners Office, along with the required action by Behr America through a document acceptable to the City Attorney.

Yes:

No:

Proposed Rezoning - West Side of Rochester, North of Trinway, Sec. 10, from R-1C to R-M **C-3**

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

(a) Resolution to Approve (As requested by Petitioner)

RESOLVED, That the request to rezone a 1.36 acre parcel on the west side of Rochester Road, north of Trinway, from R-1C to R-M (Multiple-Family Residential - Medium Density) is hereby approved, as requested by the petitioner.

(b) Resolution to Deny (As Recommended by City Management and Planning Commission)

RESOLVED, That the request to rezone a 1.36 acre parcel on the west side of Rochester Road north, of Trinway, from R-1C to R-M (Multiple-Family Residential -

Medium Density) be denied, as recommended by the City Management and the Planning Commission.

Yes:

No:

**Proposed Zoning Ordinance Text Amendment - Restaurant / Support Use
Access in RC Districts (#186)**

C-4

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That an Ordinance to amend Section 27.25.01 of Chapter 39, Zoning, of the Code of the City of Troy, be hereby adopted, in order to enable separate outside entrances for support uses in R-C building complexes, as recommended by the Planning Commission and City Management, a copy of which shall be attached to the original minutes of this meeting.

Yes:

No:

TABLED ITEMS

**Consideration of Industrial Development District and Industrial Facilities
Exemption Certificate Policy for Public Act 198, Plant Rehabilitation and
Industrial Facilities Tax Abatement**

D-1

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

**(a) Affirm Policy Resolution Amendments Adopted on January 17, 2000 and
February 7, 2000, Respectively**

RESOLVED, That the City Council of the City of Troy hereby affirms the policy resolution amendments adopted by Resolution #2000-26, on January 17, 2000, amending policy Resolution #79-128 for the establishment of Industrial Development Districts within the City of Troy;

BE IT ALSO RESOLVED, That the City Council of the City of Troy hereby affirms the policy resolution amendments adopted by Resolution #2000-50, on February 7, 2000, amending policy Resolution #83-555 for the approval of applications for Industrial Facilities Exemption Certificates for projects within the City of Troy.

or

TABLED ITEMS**(b) Rescind and Revoke Policy Resolution Amendments Adopted on January 17, 2000 and February 7, 2000, Respectively**

WHEREAS, The City Council of the City of Troy desires to return to the pre-January 17, 2000 policy resolution for the establishment of Industrial Development Districts; and

WHEREAS, The City Council of the City of Troy desires to return to the pre February 7, 2000 policy resolution for the approval of the application of Industrial Facilities Exemption Certificates;

BE IT THEREFORE RESOLVED, That the City Council of the City of Troy, hereby RESCINDS AND REVOKES amendments to policy Resolution #79-128, adopted on January 17, 2000, by Resolution #2000-26;

BE IT ALSO RESOLVED, That the City Council of the City of Troy, hereby RESCINDS AND REVOKES amendments to policy Resolution #83-555 (further amended by Resolution #84-840) adopted on February 7, 2000 by Resolution #2000-50.

Yes:

No:

CONSENT AGENDA

The Consent Agenda includes items of a routine nature and will be approved with one motion. That motion will approve the recommended action for each item on the Consent Agenda. Any Council Member may remove an item from the Consent Agenda and have it considered as a separate item. *A member of the audience who wishes to speak in opposition to the recommended action for any given Consent Agenda item may do so with the approval of a majority vote of City Council.* Any item so removed from the Consent Agenda shall be considered after other items on the consent portion of the agenda have been heard. *(Rules of Procedure for the City Council, Article 10, as amended April 12, 1999.)*

Approval of Consent Agenda

E-1**Suggested Resolution**

Resolution #2000-

Moved by

Seconded by

RESOLVED, That all items as presented on the Consent Agenda are hereby approved as presented with the exception of Item(s) _____, which shall be considered after Consent Agenda (E) items, as printed.

Yes:

No:

Bid Award – Major Street Pavement Marking

E-2Suggested Resolution

Resolution #2000-

RESOLVED, That a three year contract with an option to renew for two additional years to provide labor, materials, and traffic controls to perform Major Street Pavement Marking at various locations within the City of Troy, is hereby awarded to the low bidder, RS Contracting, Inc. of, 16737 13 Mile Fraser, Michigan, 48026 at an estimated cost of \$ 36,519.42 per year, in accordance with unit prices contained in the bid tabulation opened May, 30 2000, a copy of which shall be attached to the original minutes of this meeting, contingent upon contractor submission of properly executed bid and contract documents, including insurance certificates and all other specified requirements; and

BE IT FURTHER RESOLVED, That if additional work is required that could not be foreseen, such additional work is authorized in an amount not to exceed 25% of the estimated contract cost each year.

**Acceptance of Water Main Easement for Big Beaver Airport Flex Building
From Liberty Property Limited Partnership, Project No. 00.909.3 - Sidwell
#88-20-26-200-056 & -066**

E-3Suggested Resolution

Resolution #2000-

RESOLVED, That the Permanent Easement form Liberty Property Limited Partnership, being part of property having Sidwell #88-20-26-200-056 & -066, is hereby accepted for water main purposes; and

BE IT FURTHER RESOLVED, That the City Clerk is hereby directed to record said document with the Oakland County Register of Deeds, a copy of which shall be attached to the original minutes of this meeting.

Approval of Agreements:

E-4

(a) Troy Medi-Go

Suggested Resolution

Resolution #2000-

RESOLVED, That the funding agreement between the City of Troy and Troy Medi-Go covering July 1, 2000 through June 30, 2001 is hereby approved and the Mayor and City Clerk are authorized to execute the documents, a copy of which shall be attached to the original minutes of this meeting.

(b) Boys and Girls Club of Troy

Suggested Resolution

Resolution #2000-

RESOLVED, That the funding agreement between the City of Troy and Boys and Girls Club of Troy covering July 1, 2000 through June 30, 2001 is hereby approved and the Mayor and City Clerk are authorized to execute the documents, a copy of which shall be attached to the original minutes of this meeting.

Request for Approval to Pay Residential Relocation Claim Michael D. Armstrong - Civic Center Improvement Project, Project No. 97.110.0 - Parcel 5 - Sidwell #88-20-22-101-008 & -009 **E-5**

Suggested Resolution
Resolution #2000-

RESOLVED, That as required by Michigan Laws and Federal Guidelines, the City Council of the City of Troy hereby authorizes payment for relocation benefits in the amount of \$6,175, to Michael D. Armstrong, the residential tenant displaced from property at 3496 Livernois

Award of Contract for Construction Testing Services for 2000 and 2001 to Testing Engineers and Consultants, Inc. **E-6**

Suggested Resolution
Resolution #2000-

RESOLVED, That a contract to provide engineering testing services on construction projects for 2000 and 2001 is hereby awarded to the lowest bidder based on projected use of services, Testing Engineers and Consultants, Inc. at the unit prices quoted in their Scope of Services and Fee Schedule dated May 30, 2000, a copy of which shall be attached to the original minutes of this meeting, contingent upon submission of the required insurance and execution of the "Agreement for Professional Testing Services"

Final Preliminary Plat Approval – Woodglen Park Subdivision **E-7**

Suggested Resolution
Resolution #2000-

RESOLVED, That Final Approval of the Preliminary Plat for Woodglen Park Subdivision, located west of Dequindre, south of Wattles in Section 24, be granted after cash, irrevocable bank letter of credit, or certified check, has been filed with the Clerk in the amount of \$370,039.00 to insure construction of all required improvements within a period of two years from date of final approval of the Preliminary Plat, also after receipt of a cash payment of \$40,254.00 for sidewalk closures, walkway and fence, water main testing & chlorination, street name & traffic signs, landscaping & screen planting of detention basins, maintenance of detention basin, topsoil, fertilizer, seed & mulch, right-of-way, soil erosion & sedimentation control permits, testing services, engineering review & inspection fees and deposit for maintenance & cleaning of existing public streets used for access; and

BE IT FURTHER RESOLVED, That the Mayor and City Clerk are hereby authorized to execute the Subdivision Agreement and Open Space Agreement, copies of which shall

be attached to the original minutes of this meeting.

Acknowledgment of Additional Members of Troy Youth Assistance Board of Directors **E-8**

Suggested Resolution
Resolution #2000-

WHEREAS, The Troy Youth Assistance program in the City of Troy is augmented by contributions from the City of Troy, the Troy School District and the Oakland County Probate Court, which permits operation of an office with a caseworker; and

WHEREAS, The efforts of hundreds of citizen volunteers provide significant service to the youth of the City of Troy and Troy School District in projects promoting the prevention of juvenile delinquency and neglect;

NOW, THEREFORE, BE IT RESOLVED, That the Troy City Council does hereby acknowledge the Troy Youth Assistance Board of Directors with the recent addition of the following members: Sveta Desai, Lee Gillette and Brian Faulkner.

Approval of Contract for Installation of Municipal Improvements (Private Agreements); (a) J.R. Development, 1725 John R, Project No. 99.954.3; (b) Airport Flex Buildings, 2600 & 2700 Bellingham, Project No. 00.909.3; (c) A.T. Callas Building, 1401 Piedmont, Project No. 00.932.3 **E-9**

(a) J.R. Development, 1725 John R, Project No. 99.954.3

Suggested Resolution
Resolution #2000-

RESOLVED, That the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and J.R. Development, is hereby approved for the installation of water main, storm sewer and concrete paving at 1725 John R, Project No. 99.954.3, and the Mayor and City Clerk are authorized to execute the documents, a copy of which shall be attached to the original Minutes of this meeting.

(b) Airport Flex Buildings, 2600 & 2700 Bellingham, Project No. 00.909.3

Suggested Resolution
Resolution #2000-

RESOLVED, That the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and Liberty Pool Limited Partnership, is hereby approved for the installation of water main, storm sewer, paving and sidewalk at Airport Flex Buildings, 2600 & 2700 Bellingham, Project No. 00.909.3, and the Mayor and City Clerk are authorized to execute the documents, a copy of which shall be attached to the original Minutes of this meeting.

(c) A.T. Callas Building, 1401 Piedmont, Project No. 00.932.3

Suggested Resolution
Resolution #2000-

RESOLVED, That the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and Liana Roberts Callas, is hereby approved for the installation of water main at 1401 Piedmont, and the Mayor and City Clerk are authorized to execute the documents, a copy of which shall be attached to the original Minutes of this meeting.

Standard Resolution #1, 2, & 3 for Harris Street Paving

E-10

(a) Standard Resolution #1

Suggested Resolution
Resolution #2000-

RESOLVED, That Standard Resolution #1 be hereby adopted to direct the preparation of plans and cost estimates for the Special Assessment to pay all or part of the cost of paving of Harris Street, west of Rochester, in Section 22, Project No. 00.110.1, all pursuant to Sections 1.1 and 1.2 of Chapter 5 of the Code of the City of Troy.

(b) Standard Resolution #2

Suggested Resolution
Resolution #2000-

RESOLVED, That Standard Resolution #2 be hereby adopted to approve plans and cost estimates for a Special Assessment to pay all or part of the cost of construction of paving Harris Street, west of Rochester, in Section 22, Project No. 00.110.1, all pursuant to Sections 1.1 and 1.2 of Chapter 5 of the Code of the City of Troy

Total Estimated Cost	\$ 219,375.00
Assessment (17 units @ \$3,122.35)	53,080.00
City's Share	166,295.00

BE IT FURTHER RESOLVED, That the City Assessor is hereby ordered and directed to prepare a Special Assessment Roll in accordance with Chapter 5 of the Code of the City of Troy.

(c) Standard Resolution #3

Suggested Resolution
Resolution #2000-

RESOLVED, That Standard Resolution #3 be hereby adopted to set a Public Hearing date on the Special Assessment roll for paving of Harris Street, west of Rochester, in Section 22, Project No. 00.110.1, all pursuant to Chapter 5 of the

Code of the City of Troy, with said Public Hearing to be established for July 17, 2000.

Liquor License Requests: (a) 7-Eleven, Inc. to add Maria H. Jandou, as Co-Licensee on 1999 SDD and SDM Licensed Business Located at 2910 John R, Troy, Oakland County, Michigan [MCL Ref#79957]; (b) American Legion Charles Edward Post 14 for an Outdoor Service Permit (1 area) to Be Held in Conjunction With 1999 Club Licensed Business with Dance Permit, Located at 1340 W. Maple, Troy, MI 48084, Oakland County. [MLCC Rev. #62601] **E-11**

(a) 7-Eleven, Inc. to add Maria H. Jandou, as Co-Licensee on 1999 SDD and SDM Licensed Business Located at 2910 John R, Troy, Oakland County, Michigan [MCL Ref#79957]

(i) Approval of Agreement

Suggested Resolution
Resolution #2000-

WHEREAS, The City Council of the City of Troy deems it necessary to enter agreements with applicants for liquor licenses for the purpose of providing civil remedies to the City of Troy in the event licensees fail to adhere to Troy Codes and Ordinances;

NOW, THEREFORE, BE IT RESOLVED, That the City Council of the City of Troy hereby approves an agreement with 7-Eleven, Inc. and Maria H. Jandou, which shall become effective upon approval of the transfer of a 1999 SDD and SDM licensed business, located at 2910 John R, Troy, MI; and the Mayor and City Clerk are authorized to execute the document, a copy of which shall be attached to the original minutes of this meeting.

(ii) Add Maria H. Jandou, as Co-Licensee on 1999 SDD and SDM Licensed Business Located at 2910 John R, Troy, Oakland County, Michigan [MCL Ref#79957]

Suggested Resolution
Resolution #2000-

RESOLVED, That the request from 7-Eleven, Inc. to add Maria H. Jandou as co-licensee on 1999 SDD and SDM licensed business located at 2910 John R, Troy, Oakland County, Michigan, be considered for approval;

It is the consensus of this legislative body that the application be recommended for issuance.

(b) American Legion Charles Edward Post 14 for an Outdoor Service Permit (1 area) to Be Held in Conjunction With 1999 Club Licensed Business with

**Dance Permit, Located at 1340 W. Maple, Troy, MI 48084, Oakland County.
[MLCC Rev. #62601]**

(i) Approval of Agreement

Suggested Resolution

Resolution #2000-

WHEREAS, The City Council of the City of Troy deems it necessary to enter agreements with applicants for liquor licenses for the purpose of providing civil remedies to the City of Troy in the event licensees fail to adhere to Troy Codes and Ordinances;

NOW, THEREFORE, BE IT RESOLVED, That the City Council of the City of Troy hereby approves an agreement with American Legion Charles Edward Post 14 and, which shall become effective upon approval of an Outdoor Service Permit (1 area) to Be Held in Conjunction With 1999 Club Licensed Business, located at 1340 W Maple, Troy, MI; and the Mayor and City Clerk are authorized to execute the document, a copy of which shall be attached to the original minutes of this meeting.

(ii) Outdoor Service Permit (1 area) to Be Held in Conjunction With 1999 Club Licensed Business with Dance Permit, Located at 1340 W. Maple, Troy, MI 48084, Oakland County. [MLCC Rev. #62601]

Suggested Resolution

Resolution #2000-

RESOLVED, That the request from American Legion Charles Edward Post 14 for an Outdoor Service Permit (1 area) to Be Held in Conjunction With 1999 Club Licensed Business with Dance Permit, Located at 1340 W. Maple, Troy, MI 48084, Oakland County. [MLCC Rev. #62601], be considered for approval;

It is the consensus of this legislative body that the application be recommended for issuance.

**Enclave at Troy Condominiums, N. E. Corner of Wattles & John R,
Section 13: (a) Private Agreement - Project No. 00.927.3; (b) Private Road Agreement**

E-12

(a) Private Agreement - Project No. 00.927.3

Suggested Resolution

Resolution #2000-

RESOLVED, That the Contract for the Installation of Municipal Improvements (Private Agreement) between the City of Troy and Gulf John R, L.L.C. is hereby approved for the installation of soil erosion and mass balancing of the site, and the Mayor and City Clerk are authorized to execute the documents, a copy of which shall be attached to the

original Minutes of this meeting.

(b) Private Road Agreement

Suggested Resolution

Resolution #2000-

RESOLVED, That the Private Road Agreement between the City of Troy and Gulf John R, L.L.C. for the development of a road to serve the Enclave at Troy Condominiums, N. E. Corner of Wattles & John R, Section 13, is hereby approved, and the Mayor and City Clerk are authorized to execute the document, a copy of which shall be attached to the original minutes of this meeting.

Accept Resignation of Martin Howrylak from the Historic District Commission

E-13

Suggested Resolution

Resolution #2000-

RESOLVED, that the resignation of Martin Howrylak from the Historic District Commission is hereby accepted.

Lease at 3305 W. South Boulevard

E-14

Suggested Resolution

Resolution #2000-

RESOLVED, That the City Council approve the lease with Jeff Biegler, Parks and Recreation Superintendent, for the City-owned residence at 3305 W. South Boulevard, pursuant to the terms of the lease, with the option to renew the lease for a second year.

REGULAR BUSINESS

Nominations/Appointments to Boards and Committees: (a) CATV Advisory Committee; (b) Personnel Board; (c) Advisory Committee for Persons with Disabilities - Student Applicant; (d) Troy Daze - Student Applicant; Liquor Committee - Student Applicant

F-1

(a) CATV Advisory Committee

One vacancy exists due to the death of Peter Biglin.

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

The following persons are hereby nominated by members of the City Council, as indicated to serve on this committee:

Nominee

Nominated By

(b) Personnel BoardSuggested Resolution

Resolution #2000-

Moved by

Seconded by

The following persons are hereby nominated by members of the City Council, as indicated to serve on this committee:

Nominee

Nominated By

Yes:

No:

(c) Advisory Committee for Persons with Disabilities - Student ApplicantSuggested Resolution

Resolution #2000-

Moved by

Seconded by

The following persons are hereby nominated by members of the City Council, as indicated to serve on this committee:

Nominee

Nominated By

Yes:

No:

(d) Troy Daze - Student ApplicantSuggested Resolution

Resolution #2000-
 Moved by
 Seconded by

The following persons are hereby nominated by members of the City Council, as indicated to serve on this committee:

<u>Nominee</u>	<u>Nominated By</u>
_____	_____
_____	_____
_____	_____
_____	_____

Yes:
 No:

(e) Liquor Committee - Student Applicant

Suggested Resolution
 Resolution #2000-
 Moved by
 Seconded by

The following persons are hereby nominated by members of the City Council, as indicated to serve on this committee:

<u>Nominee</u>	<u>Nominated By</u>
_____	_____
_____	_____
_____	_____

Yes:
 No:

!Unexpected End of Formula

**Resolutions Regarding Michigan Municipal League Annual Conference
 to Be Held September 28 - 30, 2000, Mackinac Island, Michigan; (a)
 Resolution Authorizing Attendance of Mayor and City Council Members;
 (b) Designation of Voting Delegates at Annual Meeting**

F-2

(a) Resolution Authorizing Attendance of Mayor and City Council Members

Suggested Resolution
 Resolution #2000-
 Moved by
 Seconded by

RESOLVED, That pursuant to the Rules of Procedure of the City Council of the City of Troy, the City Council hereby approves the payment and use of City funds for

transportation, registration, pre-conference workshops, food, and lodging for the Mayor and City Council Members to attend the Michigan Municipal League Annual Conference to be held in Mackinac Island, Michigan, September 28 through 30, 2000, all in accordance with the accounting procedures of the City of Troy.

Yes:

No:

(b) Designation of Voting Delegates at Annual Meeting

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That _____ is hereby designated as Voting Delegate and _____ is hereby designated as the Alternate Voting Delegate to cast the vote of the City of Troy at the Annual Meeting of the Michigan Municipal League to be held September 28 - 30, 2000 at Mackinac Island, Michigan.

Yes:

No:

Golf Course Development Proposal

F-3

Ted Wilson, Doug Treadwell and Don Childs of Troy Golf L.L.C. will give a 10 minute presentation on this item.

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That the City Council authorize the City Manager to proceed with the project and negotiate an agreement with Troy Golf L.L.C. as outlined in its proposal dated April 26, 2000, a copy of which shall be attached and made a part of the original minutes of this meeting.

AND BE IT FURTHER RESOLVED, That this agreement shall be returned to the Troy City Council for approval.

Yes:

No:

Approval of 1999-2000 Budget Amendment No. 2

F-4

Suggested Resolution

Resolution #2000-

Moved by
Seconded by

RESOLVED, That 1999-2000 Budget Amendment No. 2 is hereby approved and a copy shall be attached to the original minutes of this meeting

Yes:
No:

Resolutions Authorizing the Issuances of Proposal A, B and C Bonds

F-5**(a) Resolution Authorizing the Issuance of Proposal A Bond****Suggested Resolution**

Resolution #2000-

Moved by
Seconded by

WHEREAS, The City Council (the "City Council") and the electors of the City have determined that it is necessary to acquire, construct and reconstruct various street, roadway and streetscape improvements including but not limited to, Crooks Road, Livernois Road, Long Lake Road and Dequindre Road in the City and related site furnishings and improvements and all costs related thereto (the "Improvements"); and

WHEREAS, The cost of the Improvements is estimated to be Four Million One Hundred Fifty Thousand Dollars (\$4,150,000); and

WHEREAS, To finance the cost of the Improvements, as well as related legal and financing costs and contingencies related thereto, the City Council deems it necessary to borrow the sum of not to exceed Four Million One Hundred Fifty Thousand Dollars (\$4,150,000) and to issue general obligation unlimited tax bonds of the City therefor, as authorized by the provisions of Act 279, Public Acts of Michigan, 1909, as amended ("Act 279"), the City Charter of the City and the affirmative vote of the electors of the City at a general election held on April 5, 1999; and

WHEREAS, Prior to issuance of the bonds the City must either receive prior approval of the bonds from the Michigan Department of Treasury ("Treasury") or be exempt from prior approval as provided in Chapter III, Section 11 of the Municipal Finance Act, Act 202, Public Acts of Michigan, 1943, as amended ("Act 202"); and

WHEREAS, In order to be exempt from prior approval, the City must notify Treasury of the City's intent to issue the bonds.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. APPROVAL OF PLANS AND ESTIMATES OF COSTS: The plans and estimates of cost of the Improvements on file with the Assistant City Manager/Finance are hereby approved and adopted.

2. PERIOD OF USEFULNESS: The period of usefulness of the Improvements, estimated to be not less than twenty (20) years, is hereby approved and adopted.

3. AUTHORIZATION OF BONDS – PURPOSE: Bonds of the City, aggregating the principal sum of not to exceed Four Million One Hundred Fifty Thousand Dollars (\$4,150,000) (the “Bonds”) shall be issued and sold, pursuant to the provisions of Act 279 and Act 202, for the purpose of defraying the cost of the acquisition, construction and reconstruction of the Improvements and the costs incident thereto and incident to the issuance of said Bonds.

4. BOND DETAILS: The Bonds shall be designated CITY OF TROY, GENERAL OBLIGATION UNLIMITED TAX BONDS, SERIES 2000 (STREETS, ROADS AND STREETSCAPE IMPROVEMENTS); shall be dated as of August 1, 2000, or such other date as shall be approved by the City Council at the time of sale; shall be numbered from 1 upwards, shall be fully registered; shall be in denominations of \$5,000 each or any integral multiple thereof not exceeding the aggregate principal amount for each maturity at the option of the purchaser thereof; shall bear interest at a rate or rates not exceeding 8% per annum, to be determined upon the sale thereof first payable on April 1, 2001 and semiannually thereafter on the first days of April and October in each year, or on such other dates as shall be approved by the City Council at the time of sale; and shall mature on October 1 in each year as follows:

<u>Year</u>	<u>Amount</u>
2001	\$ 50,000
2002	50,000
2003	100,000
2004	100,000
2005	100,000
2006	100,000
2007	150,000
2008	150,000
2009	150,000
2010	200,000
2011	200,000
2012	250,000
2013	250,000
2014	300,000
2015	300,000
2016	300,000
2017	300,000
2018	350,000
2019	350,000
2020	400,000

5. PAYMENT OF PRINCIPAL AND INTEREST: The principal of and interest on the Bonds shall be payable in lawful money of the United States. Principal shall be payable upon presentation and surrender of the Bonds to the bond registrar and paying agent as they severally mature. Interest shall be payable commencing on April 1, 2001,

and semiannually thereafter, or such interest payment dates as provided in the resolution of the City Council authorizing the sale of the Bonds, by check or draft mailed by the bond registrar and paying agent to the person or entity which is, as of the 15th day of the month preceding the interest payment date, the registered owner at the registered address as shown on the registration books maintained by the bond registrar and paying agent. The date of determination of registered owner for purposes of payment of interest as provided in this paragraph may be changed by the City to conform to market practice in the future. Notwithstanding the foregoing, if the Bonds are held in book-entry-only form by DTC (as hereinafter defined), payment shall be made in the manner prescribed by DTC.

6. PRIOR REDEMPTION: The Bonds are subject to redemption prior to maturity at the times and prices and in the manner set forth in the Bond Form in Section 15 of this resolution.

Unless waived by any registered owner of Bonds to be redeemed, official notice of redemption shall be given by the bond registrar and paying agent on behalf of the City. Such notice shall be dated and shall contain at a minimum the following information: original issue date; maturity dates; interest rates; CUSIP numbers, if any; certificate numbers, and in the case of partial redemption, the called amounts of each certificate; the redemption date; the redemption price or premium; the place where Bonds called for redemption are to be surrendered for payment; and shall state that interest on Bonds or portions thereof called for redemption shall cease to accrue from and after the redemption date.

In addition, further notice shall be given by the bond registrar and paying agent in such manner as may be required or suggested by regulations or market practice at the applicable time, but no defect in such further notice nor any failure to give all or any portion of such further notice shall in any manner defeat the effectiveness of a call for redemption if notice thereof is given as prescribed herein.

7. BOOK-ENTRY SYSTEM: Initially, one fully-registered bond for each maturity of the Bonds, in the aggregate amount of such maturity, shall be issued in the name of Cede & Co., as nominee of The Depository Trust Company ("DTC") for the benefit of other parties (the "Participants") in the book-entry-only transfer system of DTC. In the event the City determines that it is in the best interest of the City not to continue the book-entry system of transfer or that the interests of the holders of the Bonds might be adversely affected if the book-entry system of transfer is continued, the City may notify DTC and the bond registrar and paying agent, whereupon DTC will notify the Participants of the availability through DTC of bond certificates. In such event, the bond registrar and paying agent shall deliver, transfer and exchange bond certificates as requested by DTC and any Participant or "beneficial owner" in appropriate amounts in accordance with this resolution. DTC may determine to discontinue providing its services with respect to the Bonds at any time by giving notice to the City and the bond registrar and paying agent and discharging its responsibilities with respect thereto under applicable law or the City may determine that DTC is incapable of discharging its duties and may so advise DTC. In either such event, the City shall use reasonable efforts to locate another securities depository. Under such circumstances (if there is no successor securities depository), the City and the bond registrar and paying agent shall be obligated to delivery bond certificates in accordance with the procedures established by this resolution. In the event

bond certificates are issued, the provisions of this resolution shall apply to, among other things, the transfer and exchange of such certificates and the method of payment of principal of and interest on such certificates. Whenever DTC requests the City and the bond registrar and paying agent to do so, the City and the bond registrar and paying agent shall cooperate with DTC in taking appropriate action after reasonable notice to make available one or more separate certificates evidencing the Bonds to any Participant having Bonds certified to its DTC account or to arrange for another securities depository to maintain custody of certificates evidencing the Bonds.

Notwithstanding any other provision of this resolution to the contrary, so long as any bond is registered in the name of Cede & Co., as nominee of DTC, all payments with respect to the principal of, interest on and redemption premium, if any, on the Bonds and all notices with respect to the Bonds shall be made and given, respectively, to DTC as provided in the Letter of Representations relating to the Bonds among DTC, the City and the bond registrar and paying agent. The City Manager or the Assistant City Manager/Finance are each authorized to sign the Letter of Representations on behalf of the City in such form as the City Manager or the Assistant City Manager/Finance deems necessary or appropriate in order to accomplish the issuance of the Bonds in accordance with law and this resolution.

8. BOND REGISTRAR AND PAYING AGENT: The City Manager or the Assistant City Manager/Finance are each authorized to designate, and may enter into an agreement with, Old Kent Bank, Grand Rapids, Michigan as bond registrar and paying agent for the Bonds. From time to time as required, the City Manager or the Assistant City Manager/Finance may designate a similarly qualified successor bond registrar and paying agent which shall be a bank or trust company located in the State of Michigan which is qualified to act in such capacity under the laws of the United States of America or the State of Michigan.

9. EXECUTION, AUTHENTICATION AND DELIVERY OF BONDS: The Bonds shall be executed in the name of the City with the manual or facsimile signatures of the Mayor and the City Clerk, shall have the City's seal or a facsimile thereof printed or affixed on them, and shall be authenticated by the manual signature of an authorized representative of the bond registrar and paying agent. The Bonds shall be delivered to the bond registrar and paying agent for authentication and shall be delivered by the bond registrar and paying agent to the purchaser in accordance with instructions from the City Manager or the Assistant City Manager/Finance upon receipt of the purchase price for the Bonds in accordance with the bid therefor when accepted. Executed blank bonds for registration and issuance to transferees may simultaneously, and from time to time thereafter as necessary, be delivered to the bond registrar and paying agent for safekeeping. The bond registrar and paying agent shall indicate on each Bond the date of its authentication.

10. EXCHANGE AND TRANSFER OF BONDS: Any Bond, upon surrender thereof to the bond registrar and paying agent with a written instrument of transfer satisfactory to the bond registrar and paying agent duly executed by the registered owner or his duly authorized attorney, at the option of the registered owner thereof, may be exchanged for a Bond or Bonds of any other authorized denomination of the same aggregate principal amount and maturity date and bearing the same rate of interest as

the surrendered Bond.

Each Bond shall be transferable only upon the books of the City, which shall be kept for that purpose by the bond registrar and paying agent, upon surrender of such Bond together with a written instrument of transfer satisfactory to the bond registrar and paying agent duly executed by the registered owner or his duly authorized attorney.

Upon the exchange or transfer of any Bond, the bond registrar and paying agent on behalf of the City shall cancel the surrendered Bond and shall authenticate and deliver to the transferee a new Bond or Bonds of any authorized denomination of the same aggregate principal amount and maturity date and bearing the same rate of interest as the surrendered Bond. If, at the time the bond registrar and paying agent authenticates and delivers a new Bond pursuant to this section, payment of interest on the Bonds is in default, the bond registrar and paying agent shall endorse upon the new Bond the following: "Payment of interest on this bond is in default. The last date to which interest has been paid is _____."

The City and the bond registrar and paying agent may deem and treat the person in whose name any Bond shall be registered upon the books of the City as the absolute owner of such Bond, whether such Bond shall be overdue or not, for the purpose of receiving payment of the principal of and interest on such Bond and for all other purposes, and all payments made to any such registered owner, or upon his order, in accordance with the provision of Section 5 of this resolution shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid, and neither the City nor the bond registrar and paying agent shall be affected by any notice to the contrary. The City agrees to indemnify and save the bond registrar and paying agent harmless from and against any and all loss, cost, charge, expense, judgment or liability incurred by it, acting in good faith and without negligence hereunder, in so treating such registered owner.

For every exchange or transfer of Bonds, the City or the bond registrar and paying agent may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to such exchange or transfer, which sum or sums shall be paid by the person requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer.

The bond registrar and paying agent shall not be required to transfer or exchange Bonds or portions of Bonds which have been selected for redemption.

11. SECURITY: The full faith and credit of the City are hereby pledged to the payment of the principal of and interest on the Bonds. There shall be levied upon all taxable property in the City upon the tax roll of the year 2000 and upon the tax roll of each year thereafter while any of the Bonds shall be outstanding, an amount such that the estimated collection therefrom will be sufficient to pay promptly at maturity the principal and interest maturing on the Bonds prior to the time of the following year's tax collections. Taxes required to be levied to pay principal of and interest on the Bonds shall be levied without limitation as to rate or amount.

12. DEBT RETIREMENT FUND: There shall be established and maintained a

separate fund to be designated the Series 2000 Bonds (Streets, Roads and Streetscape Improvements) Debt Retirement Fund for the Bonds (the "Debt Retirement Fund"). The proceeds of the taxes (both current and delinquent) to be used to pay the principal and interest on the Bonds when due, shall be deposited as collected in the Debt Retirement Fund. The City Manager or the Assistant City Manager/Finance shall transfer moneys in the Debt Retirement Fund to the bond registrar and paying agent for the Bonds as necessary for the payment of the principal of and interest on the Bonds as the same shall become due. So long as the principal or interest on the Bonds remains unpaid, no moneys shall be withdrawn from such fund except to pay such principal and interest or to pay from any investment earnings on such fund the fees and expenses of the bond registrar and paying agent. There shall also be set aside in the Debt Retirement Fund, from the proceeds of the sale of the Bonds, any premium and accrued interest received from the purchaser at the time of delivery of the Bonds.

13. CONSTRUCTION FUND: The City Manager or the Assistant City Manager/Finance is further directed to establish a separate account, to be designated Series 2000 Bonds (Streets, Roads and Streetscape Improvements) Construction Fund (the "Construction Fund") into which the proceeds of the Bonds, less accrued interest and premium, if any, shall be deposited, which account shall be used to pay the costs of acquisition, construction and reconstruction of the Improvements and the costs of issuance incurred with respect to the Bonds. Proceeds remaining in the Construction Fund after completion of the Improvements and payment of the costs of issuance of the Bonds shall be applied as permitted by law.

14. DEFEASANCE: In the event cash or direct obligations of the United States or obligations the principal of and interest on which are guaranteed by the United States, or a combination thereof, the principal and interest on which, without reinvestment, come due at times and in amounts sufficient to pay, at maturity or irrevocable call for earlier optional redemption, the principal of, premium, if any, and interest on the Bonds, shall have been deposited in trust, this resolution shall be defeased and the owners of the Bonds shall have no further rights under this resolution except to receive payment of the principal of, premium, if any, and interest on the Bonds from the cash or securities deposited in trust and the interest and gains thereon and to transfer and exchange Bonds as provided herein.

15. FORM OF BONDS: The Bonds shall be in substantially the following form:
[DTC LEGEND]

**UNITED STATES OF AMERICA
STATE OF MICHIGAN
COUNTY OF OAKLAND**

**CITY OF TROY
GENERAL OBLIGATION UNLIMITED TAX BONDS, SERIES 2000
(STREETS, ROADS AND STREETSCAPE IMPROVEMENTS)**

R-_____

\$ _____

<u>Interest Rate</u>	<u>Maturity Date</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
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Registered Owner:

Principal Amount:

The City of Troy, County of Oakland, State of Michigan (the "City"), for value received, hereby promises to pay to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America, on the Maturity Date specified above, unless redeemed prior thereto as hereinafter provided, with interest thereon from the Date of Original Issue specified above or such later date to which interest has been paid, until paid, at the Interest Rate per annum specified above, first payable on April 1, 2001, and semiannually thereafter. Principal of this bond is payable at the designated office of Old Kent Bank, Grand Rapids, Michigan or such other bond registrar and paying agent as the City may hereafter designate by notice mailed to the registered owner hereof not less than sixty (60) days prior to any interest payment date. Interest on this bond is payable to the registered owner of record as of the fifteenth (15th) day of the month preceding the interest payment date as shown on the registration books of the City maintained by the bond registrar and paying agent, by check or draft mailed to the registered owner at the registered address.

This bond is one of a series of bonds of even original issue date and like tenor, aggregating the principal sum of \$4,150,000, issued for the purpose of defraying the costs of acquisition, construction and reconstruction of various street, roadway and streetscape improvements in the City in accordance with resolutions duly and regularly adopted by the City Council of said City (said resolutions herein collectively referred to as the "Resolution"), and pursuant to and in full conformity with the Constitution and Statutes of Michigan including the provisions of Act 279, Public Acts of Michigan, 1909, as amended, Act 202, Public Acts of Michigan, 1943, as amended, the City Charter of the City and the affirmative vote of the electors of the City at a general election held on April 5, 1999. The full faith and credit of the City are hereby pledged for the prompt payment of the principal of and interest on this bond. The City is required to levy annually ad valorem taxes, without limitation as to rate or amount, to pay such principal and interest as the same shall become due.

This bond is transferable, as provided in the Resolution, only upon the books of the City kept for that purpose by the bond registrar and paying agent, by the registered owner hereof in person, or by the registered owner's attorney duly authorized in writing, upon the surrender of this bond together with a written instrument of transfer satisfactory to the bond registrar and paying agent duly executed by the registered owner or the registered owner's attorney duly authorized in writing. Upon the exchange or transfer of this bond a new bond or bonds of any authorized denomination, in the same aggregate principal amount and of the same interest rate and maturity, shall be authenticated and delivered to the transferee in exchange therefor as provided in the Resolution authorizing

the bonds of this issue, and upon the payment of the charges, if any, therein provided. Bonds so authenticated and delivered shall be in the denomination of \$5,000 or any integral multiple thereof not exceeding the aggregate principal amount for each maturity.

The bond registrar and paying agent shall not be required to transfer or exchange bonds or portions of bonds which have been selected for redemption.

Bonds maturing prior to October 1, 2008, are not subject to redemption prior to maturity. Bonds maturing on or after October 1, 2008, are subject to redemption prior to maturity, at the option of the City, in such order as shall be determined by the City, on any one or more interest payment dates on or after October 1, 2007. The redemption price shall be the principal amount of the bond or portion of the bond called to be redeemed plus accrued interest to the date fixed for redemption, and a premium, as follows:

½% of the principal amount of each bond called for redemption on or after October 1, 2007, but prior to October 1, 2010.

No premium shall be paid on bonds or portions thereof called for redemption on or after October 1, 2010.

Bonds of a denomination greater than \$5,000 may be partially redeemed in the amount of \$5,000 or any integral multiple thereof. If less than all of the bonds maturing in any year are to be redeemed, the bonds or portions of bonds to be redeemed shall be selected by lot. In case less than the full amount of an outstanding bond is called for redemption, the bond registrar and paying agent, upon presentation of the bond called for redemption, shall register, authenticate and deliver to the registered owner of record a new bond in the principal amount of the portion of the original bond not called for in the redemption.

Notice of redemption shall be given to the registered owners of bonds or portions thereof called for redemption by mailing of such notice not less than thirty (30) nor more than sixty (60) days prior to the date fixed for redemption to the registered address of the registered owner of record. Bonds or portions of bonds so called for redemption shall not bear interest on and after the date fixed for redemption, provided funds are on hand with the bond registrar and paying agent to redeem said bonds.

It is hereby certified, recited and declared that all acts, conditions and things required to exist, happen and be performed precedent to and in the issuance of the bonds of this series, in order to make them valid and binding obligations of the City, existed, have happened and have been performed in regular and due form and manner as required by law, and that the total indebtedness of the City, including the series of bonds of which this is one, does not exceed any constitutional, statutory or charter limitation.

IN WITNESS WHEREOF, the City of Troy, County of Oakland, State of Michigan, by its City Council, has caused this bond to be executed in its name by the original or facsimile signatures of its Mayor and its City Clerk and its corporate seal (or a facsimile thereof) to be impressed or imprinted hereon, all as of the Date of Original Issue. This bond shall not be valid or obligatory for any purpose unless the Certificate of

Authentication has been manually executed by an authorized representative of the bond registrar and paying agent.

CITY OF TROY

By: _____
Mayor

CITY OF TROY

And:

[Seal]

By: _____
City Clerk

[FORM OF CERTIFICATE OF AUTHENTICATION]

Date of Registration:

Certificate of Authentication

This bond is one of the bonds described in the within mentioned Resolution.
_____, bond registrar and paying agent

By: _____
Authorized Representative

[FORM OF ASSIGNMENT]

For value received, the undersigned hereby sells, assigns and transfers unto

(please print or type name, address and taxpayer identification number of transferee) the within bond and all rights thereunder and does hereby irrevocably constitute and appoint

attorney to transfer the within bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed: _____

Signature(s) must be guaranteed by an eligible guarantor institution participating in a Securities Transfer Association recognized signature guarantee program.

END OF BOND FORM

16. REPLACEMENT OF BONDS. Upon receipt by the City of proof of ownership of an unmatured bond, of satisfactory evidence that the bond has been lost, apparently destroyed or wrongfully taken and of security or indemnity that complies with applicable law and is satisfactory to the City, the City may authorize the bond registrar and paying agent to deliver a new executed bond to replace the bond lost, apparently destroyed or wrongfully taken in compliance with applicable law. In the event an outstanding matured bond is lost, apparently destroyed or wrongfully taken, the City may authorize the bond registrar and paying agent to pay the bond without presentation upon the receipt of the same documentation required for the delivery of a replacement bond. The bond registrar and paying agent, for each new bond delivered or paid without presentation as provided above, shall require the payment of expenses, including counsel fees, which may be incurred by the bond registrar and paying agent and the City in the premises. Any bond delivered pursuant to the provisions of this Section 16 in lieu of any bond lost, apparently destroyed or wrongfully taken shall be of the same form and tenor and be secured in the same manner as the bond in substitution for which such bond was delivered.

17. TAX COVENANT: The City covenants, to the extent permitted by law, to comply with all requirements of and to take all actions within its control necessary to assure that the interest on the Bonds will be and will remain excludable from gross income for federal income tax purposes (as opposed to any alternative minimum or other indirect taxation) under the Internal Revenue Code of 1986, as amended (the "Code"), including, but not limited to, actions relating to any required rebate of arbitrage earnings and the expenditure and investment of Bond proceeds and moneys deemed to be Bond proceeds. The City Manager and/or the Assistant City Manager/Finance and other appropriate City officials are authorized to do all things necessary (including the making of such covenants of the City as shall be appropriate) to assure that the interest on the Bonds will be and will remain excludable from gross income for federal income tax purposes. The Bonds of this series are not designated as "qualified tax exempt obligations" for purposes of deduction of interest expense by financial institutions

18. APPROVAL OF DEPARTMENT OF TREASURY: The City Manager or the Assistant City Manager/Finance are authorized to notify Treasury of the City's intent to issue the Bonds, to pay the related fee and to request an order or orders providing an exception from prior approval for the Bonds or to apply for prior approval if an exception therefrom is not available. The City Manager or the Assistant City Manager/Finance further are authorized to apply for such additional approvals or waivers from Treasury as may be necessary or advisable to accomplish the issuance and sale of the Bonds.

19. OFFICIAL STATEMENT: The City Manager or the Assistant City Manager/Finance is authorized to cause the preparation of an official statement for the Bonds for the purpose of enabling compliance with Rule 15c2-12 issued under the Securities Exchange Act of 1934, as amended (the "Rule") and to do all other things necessary to enable compliance with the Rule. After the award of the Bonds, the City will provide copies of a "final official statement" (as defined in paragraph (e)(3) of the Rule) on a timely basis and in reasonable quantity as requested by the purchaser to enable the purchaser of the Bonds to comply with paragraph (b)(4) of the Rule and the rules of the

Municipal Securities Rulemaking Board.

20. CONTINUING DISCLOSURE: The City Manager or the Assistant City Manager/Finance is hereby authorized to execute a certificate of the City to comply with the continuing disclosure undertaking of the City with respect to the Bonds pursuant to paragraph (b)(5) of the Rule, and amendments to such certificate from time to time in accordance with the terms of such certificate (the certificate and any amendments thereto are collectively referred to herein as the "Continuing Disclosure Certificate"). The City hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate.

21. PUBLICATION OF NOTICE: An Official Notice of Sale for the public sale of the Bonds to the bidder whose bid produces the lowest interest cost computed by determining, at the rate or rates specified in such bids, the total dollar value of all interest on the Bonds from the dated date of the Bonds or the first day of the month following the date of sale, whichever is later, to their maturity and deducting therefrom any premium or adding thereto any discount, in the form prescribed by the City Manager or the Assistant City Manager/Finance, with such changes or additions thereto as shall be deemed necessary, shall be published in *The Bond Buyer* of New York, New York (the "Notice"), which Notice as published shall be evidence of any revisions to final Bond terms as permitted in this resolution.

22. SALE OF BONDS: The City shall receive bids for the Bonds in accordance with the Notice approved by the City Manager or the Assistant City Manager/Finance, award sale of the Bonds to the successful bidder determined in accordance with this Resolution, and take all further necessary steps to issue and deliver the Bonds, including but not limited to the execution of a resolution awarding the Bonds to the purchaser whose bid is determined to produce the lowest interest cost to the City determined as provided in Section 21 of this resolution.

23. CONFLICTING RESOLUTIONS: All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded

Yes:

No:

(b) Resolution Authorizing the Issuance of Proposal B Bond

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

WHEREAS, The City Council (the "City Council") and the electors of the City have determined that it is necessary to acquire, construct and equip new public safety facilities for police and fire department services and the sites therefore and to renovate, reconstruct and equip the existing City Hall building and the facilities and improvements related thereto, including site improvements therefor and all costs related thereto (the

“Improvements”); and

WHEREAS, The cost of the Improvements is estimated to be Two Million Three Hundred Thirty Thousand Dollars (\$2,330,000); and

WHEREAS, To finance the cost of the Improvements, as well as related legal and financing costs and contingencies related thereto, the City Council deems it necessary to borrow the sum of not to exceed Two Million Three Hundred Thirty Thousand Dollars (\$2,330,000) and to issue general obligation unlimited tax bonds of the City therefor, as authorized by the provisions of Act 279, Public Acts of Michigan, 1909, as amended ("Act 279"), the City Charter of the City and the affirmative vote of the electors of the City at a general election held on April 5, 1999; and

WHEREAS, Prior to issuance of the bonds the City must either receive prior approval of the bonds from the Michigan Department of Treasury ("Treasury") or be exempt from prior approval as provided in Chapter III, Section 11 of the Municipal Finance Act, Act 202, Public Acts of Michigan, 1943, as amended ("Act 202"); and

WHEREAS, In order to be exempt from prior approval, the City must notify Treasury of the City's intent to issue the bonds.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. APPROVAL OF PLANS AND ESTIMATES OF COSTS: The plans and estimates of cost of the Improvements on file with the Assistant City Manager/Finance are hereby approved and adopted.

2. PERIOD OF USEFULNESS: The period of usefulness of the Improvements, estimated to be not less than twenty (20) years, is hereby approved and adopted.

3. AUTHORIZATION OF BONDS – PURPOSE: Bonds of the City, aggregating the principal sum of not to exceed Two Million Three Hundred Thirty Thousand Dollars (\$2,330,000) (the "Bonds") shall be issued and sold, pursuant to the provisions of Act 279 and Act 202, for the purpose of defraying the cost of the Improvements and the costs incident thereto and incident to the issuance of said Bonds.

4. BOND DETAILS: The Bonds shall be designated CITY OF TROY, GENERAL OBLIGATION UNLIMITED TAX BONDS, SERIES 2000 (PUBLIC SAFETY FACILITIES AND CITY HALL); shall be dated as of August 1, 2000, or such other date as shall be approved by the City Council at the time of sale; shall be numbered from 1 upwards, shall be fully registered; shall be in denominations of \$5,000 each or any integral multiple thereof not exceeding the aggregate principal amount for each maturity at the option of the purchaser thereof; shall bear interest at a rate or rates not exceeding 8% per annum, to be determined upon the sale thereof first payable on April 1, 2001 and semiannually thereafter on the first days of April and October in each year, or on such other dates as shall be approved by the City Council at the time of sale; and shall mature on October 1 in each year as follows:

Year

Amount

2001	\$ 80,000
2002	100,000
2003	100,000
2004	150,000
2005	150,000
2006	250,000
2007	250,000
2008	350,000
2009	400,000
2010	500,000

5. PAYMENT OF PRINCIPAL AND INTEREST: The principal of and interest on the Bonds shall be payable in lawful money of the United States. Principal shall be payable upon presentation and surrender of the Bonds to the bond registrar and paying agent as they severally mature. Interest shall be payable commencing on April 1, 2001, and semiannually thereafter, or such interest payment dates as provided in the resolution of the City Council authorizing the sale of the Bonds, by check or draft mailed by the bond registrar and paying agent to the person or entity which is, as of the 15th day of the month preceding the interest payment date, the registered owner at the registered address as shown on the registration books maintained by the bond registrar and paying agent. The date of determination of registered owner for purposes of payment of interest as provided in this paragraph may be changed by the City to conform to market practice in the future. Notwithstanding the foregoing, if the Bonds are held in book-entry-only form by DTC (as hereinafter defined), payment shall be made in the manner prescribed by DTC.

6. PRIOR REDEMPTION: The Bonds shall not be subject to redemption prior to maturity.

7. BOOK-ENTRY SYSTEM: Initially, one fully-registered bond for each maturity of the Bonds, in the aggregate amount of such maturity, shall be issued in the name of Cede & Co., as nominee of The Depository Trust Company ("DTC") for the benefit of other parties (the "Participants") in the book-entry-only transfer system of DTC. In the event the City determines that it is in the best interest of the City not to continue the book-entry system of transfer or that the interests of the holders of the Bonds might be adversely affected if the book-entry system of transfer is continued, the City may notify DTC and the bond registrar and paying agent, whereupon DTC will notify the Participants of the availability through DTC of bond certificates. In such event, the bond registrar and paying agent shall deliver, transfer and exchange bond certificates as requested by DTC and any Participant or "beneficial owner" in appropriate amounts in accordance with this resolution. DTC may determine to discontinue providing its services with respect to the Bonds at any time by giving notice to the City and the bond registrar and paying agent and discharging its responsibilities with respect thereto under applicable law or the City may determine that DTC is incapable of discharging its duties and may so advise DTC. In either such event, the City shall use reasonable efforts to locate another securities depository. Under such circumstances (if there is no successor securities depository), the City and the bond registrar and paying agent shall be obligated to delivery bond certificates in accordance with the procedures established by this resolution. In the event bond certificates are issued, the provisions of this resolution shall apply to, among other things, the transfer and exchange of such certificates and the method of payment of

principal of and interest on such certificates. Whenever DTC requests the City and the bond registrar and paying agent to do so, the City and the bond registrar and paying agent shall cooperate with DTC in taking appropriate action after reasonable notice to make available one or more separate certificates evidencing the Bonds to any Participant having Bonds certified to its DTC account or to arrange for another securities depository to maintain custody of certificates evidencing the Bonds.

Notwithstanding any other provision of this resolution to the contrary, so long as any bond is registered in the name of Cede & Co., as nominee of DTC, all payments with respect to the principal of and interest on the Bonds and all notices with respect to the Bonds shall be made and given, respectively, to DTC as provided in the Letter of Representations relating to the Bonds among DTC, the City and the bond registrar and paying agent. The City Manager or the Assistant City Manager/Finance are each authorized to sign the Letter of Representations on behalf of the City in such form as the City Manager or the Assistant City Manager/Finance deems necessary or appropriate in order to accomplish the issuance of the Bonds in accordance with law and this resolution.

BOND REGISTRAR AND PAYING AGENT: The City Manager or the Assistant City Manager/Finance are each authorized to designate, and may enter into an agreement with, Old Kent Bank, Grand Rapids, Michigan as bond registrar and paying agent for the Bonds. From time to time as required, the City Manager or the Assistant City Manager/Finance may designate a similarly qualified successor bond registrar and paying agent which shall be a bank or trust company located in the State of Michigan which is qualified to act in such capacity under the laws of the United States of America or the State of Michigan.

8. **EXECUTION, AUTHENTICATION AND DELIVERY OF BONDS:** The Bonds shall be executed in the name of the City with the manual or facsimile signatures of the Mayor and the City Clerk, shall have the City's seal or a facsimile thereof printed or affixed on them, and shall be authenticated by the manual signature of an authorized representative of the bond registrar and paying agent. The Bonds shall be delivered to the bond registrar and paying agent for authentication and shall be delivered by the bond registrar and paying agent to the purchaser in accordance with instructions from the City Manager or the Assistant City Manager/Finance upon receipt of the purchase price for the Bonds in accordance with the bid therefor when accepted. Executed blank bonds for registration and issuance to transferees may simultaneously, and from time to time thereafter as necessary, be delivered to the bond registrar and paying agent for safekeeping. The bond registrar and paying agent shall indicate on each Bond the date of its authentication.

9. **EXCHANGE AND TRANSFER OF BONDS:** Any Bond, upon surrender thereof to the bond registrar and paying agent with a written instrument of transfer satisfactory to the bond registrar and paying agent duly executed by the registered owner or his duly authorized attorney, at the option of the registered owner thereof, may be exchanged for a Bond or Bonds of any other authorized denomination of the same aggregate principal amount and maturity date and bearing the same rate of interest as the surrendered Bond.

Each Bond shall be transferable only upon the books of the City, which shall be

kept for that purpose by the bond registrar and paying agent, upon surrender of such Bond together with a written instrument of transfer satisfactory to the bond registrar and paying agent duly executed by the registered owner or his duly authorized attorney.

Upon the exchange or transfer of any Bond, the bond registrar and paying agent on behalf of the City shall cancel the surrendered Bond and shall authenticate and deliver to the transferee a new Bond or Bonds of any authorized denomination of the same aggregate principal amount and maturity date and bearing the same rate of interest as the surrendered Bond. If, at the time the bond registrar and paying agent authenticates and delivers a new Bond pursuant to this section, payment of interest on the Bonds is in default, the bond registrar and paying agent shall endorse upon the new Bond the following: "Payment of interest on this bond is in default. The last date to which interest has been paid is _____."

The City and the bond registrar and paying agent may deem and treat the person in whose name any Bond shall be registered upon the books of the City as the absolute owner of such Bond, whether such Bond shall be overdue or not, for the purpose of receiving payment of the principal of and interest on such Bond and for all other purposes, and all payments made to any such registered owner, or upon his order, in accordance with the provision of Section 5 of this resolution shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid, and neither the City nor the bond registrar and paying agent shall be affected by any notice to the contrary. The City agrees to indemnify and save the bond registrar and paying agent harmless from and against any and all loss, cost, charge, expense, judgment or liability incurred by it, acting in good faith and without negligence hereunder, in so treating such registered owner.

For every exchange or transfer of Bonds, the City or the bond registrar and paying agent may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to such exchange or transfer, which sum or sums shall be paid by the person requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer.

10. SECURITY: The full faith and credit of the City are hereby pledged to the payment of the principal of and interest on the Bonds. There shall be levied upon all taxable property in the City upon the tax roll of the year 2000 and upon the tax roll of each year thereafter while any of the Bonds shall be outstanding, an amount such that the estimated collection therefrom will be sufficient to pay promptly at maturity the principal and interest maturing on the Bonds prior to the time of the following year's tax collections. Taxes required to be levied to pay principal of and interest on the Bonds shall be levied without limitation as to rate or amount.

11. DEBT RETIREMENT FUND: There shall be established and maintained a separate fund to be designated the Series 2000 Bonds (Public Safety Facilities and City Hall) Debt Retirement Fund for the Bonds (the "Debt Retirement Fund"). The proceeds of the taxes (both current and delinquent) to be used to pay the principal and interest on the Bonds when due, shall be deposited as collected in the Debt Retirement Fund. The City Manager or the Assistant City Manager/Finance shall transfer moneys in the Debt Retirement Fund to the bond registrar and paying agent for the Bonds as necessary for

the payment of the principal of and interest on the Bonds as the same shall become due. So long as the principal or interest on the Bonds remains unpaid, no moneys shall be withdrawn from such fund except to pay such principal and interest or to pay from any investment earnings on such fund the fees and expenses of the bond registrar and paying agent. There shall also be set aside in the Debt Retirement Fund, from the proceeds of the sale of the Bonds, any premium and accrued interest received from the purchaser at the time of delivery of the Bonds.

12. CONSTRUCTION FUND: The City Manager or the Assistant City Manager/Finance is further directed to establish a separate account, to be designated Series 2000 Bonds (Public Safety Facilities and City Hall) Construction Fund (the "Construction Fund") into which the proceeds of the Bonds, less accrued interest and premium, if any, shall be deposited, which account shall be used to pay the costs of the Improvements and the costs of issuance incurred with respect to the Bonds. Proceeds remaining in the Construction Fund after completion of the Improvements and payment of the costs of issuance of the Bonds shall be applied as permitted by law.

13. DEFEASANCE: In the event cash or direct obligations of the United States or obligations the principal of and interest on which are guaranteed by the United States, or a combination thereof, the principal and interest on which, without reinvestment, come due at times and in amounts sufficient to pay, at maturity or irrevocable call for earlier optional redemption, the principal of, premium, if any, and interest on the Bonds, shall have been deposited in trust, this resolution shall be defeased and the owners of the Bonds shall have no further rights under this resolution except to receive payment of the principal of, premium, if any, and interest on the Bonds from the cash or securities deposited in trust and the interest and gains thereon and to transfer and exchange Bonds as provided herein.

14. FORM OF BONDS: The Bonds shall be in substantially the following form:
[DTC LEGEND]

**UNITED STATES OF AMERICA
STATE OF MICHIGAN
COUNTY OF OAKLAND**

**CITY OF TROY
GENERAL OBLIGATION UNLIMITED TAX BONDS, SERIES 2000
(PUBLIC SAFETY FACILITIES AND CITY HALL)**

R-_____

\$ _____

<u>Interest Rate</u>	<u>Maturity Date</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
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Registered Owner:

Principal Amount:

The City of Troy, County of Oakland, State of Michigan (the "City"), for value received, hereby promises to pay to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America, on the Maturity Date specified above, with interest thereon from the Date of Original Issue specified above or such later date to which interest has been paid, until paid, at the Interest Rate per annum specified above, first payable on April 1, 2001, and semiannually thereafter. Principal of this bond is payable at the designated office of Old Kent Bank, Grand Rapids, Michigan or such other bond registrar and paying agent as the City may hereafter designate by notice mailed to the registered owner hereof not less than sixty (60) days prior to any interest payment date. Interest on this bond is payable to the registered owner of record as of the fifteenth (15th) day of the month preceding the interest payment date as shown on the registration books of the City maintained by the bond registrar and paying agent, by check or draft mailed to the registered owner at the registered address.

This bond is one of a series of bonds of even original issue date and like tenor, aggregating the principal sum of \$2,330,000, issued for the purpose of defraying the costs of acquiring, constructing and equipping of new public safety facilities for police and fire department services and the sites therefor and the renovation, reconstruction and equipping of the existing City Hall building and the facilities and improvements related thereto, including site improvements therefor and all costs related thereto in accordance with resolutions duly and regularly adopted by the City Council of said City (said resolutions herein collectively referred to as the "Resolution"), and pursuant to and in full conformity with the Constitution and Statutes of Michigan including the provisions of Act 279, Public Acts of Michigan, 1909, as amended, Act 202, Public Acts of Michigan, 1943, as amended, the City Charter of the City and the affirmative vote of the electors of the City at a general election held on April 5, 1999. The full faith and credit of the City are hereby pledged for the prompt payment of the principal of and interest on this bond. The City is required to levy annually ad valorem taxes, without limitation as to rate or amount, to pay such principal and interest as the same shall become due.

This bond is transferable, as provided in the Resolution, only upon the books of the City kept for that purpose by the bond registrar and paying agent, by the registered owner hereof in person, or by the registered owner's attorney duly authorized in writing, upon the surrender of this bond together with a written instrument of transfer satisfactory to the bond registrar and paying agent duly executed by the registered owner or the registered owner's attorney duly authorized in writing. Upon the exchange or transfer of this bond a new bond or bonds of any authorized denomination, in the same aggregate principal amount and of the same interest rate and maturity, shall be authenticated and delivered to the transferee in exchange therefor as provided in the Resolution authorizing the bonds of this issue, and upon the payment of the charges, if any, therein provided. Bonds so authenticated and delivered shall be in the denomination of \$5,000 or any integral multiple thereof not exceeding the aggregate principal amount for each maturity.

The bonds of this series are not subject to redemption prior to maturity.

It is hereby certified, recited and declared that all acts, conditions and things

required to exist, happen and be performed precedent to and in the issuance of the bonds of this series, in order to make them valid and binding obligations of the City, existed, have happened and have been performed in regular and due form and manner as required by law, and that the total indebtedness of the City, including the series of bonds of which this is one, does not exceed any constitutional, statutory or charter limitation.

IN WITNESS WHEREOF, the City of Troy, County of Oakland, State of Michigan, by its City Council, has caused this bond to be executed in its name by the original or facsimile signatures of its Mayor and its City Clerk and its corporate seal (or a facsimile thereof) to be impressed or imprinted hereon, all as of the Date of Original Issue. This bond shall not be valid or obligatory for any purpose unless the Certificate of Authentication has been manually executed by an authorized representative of the bond registrar and paying agent.

CITY OF TROY

By: _____
Mayor

CITY OF TROY

And:

[Seal]

By: _____
City Clerk

[FORM OF CERTIFICATE OF AUTHENTICATION]

Date of Registration:

Certificate of Authentication

This bond is one of the bonds described in the within mentioned Resolution.

_____, bond registrar and paying agent

By: _____
Authorized Representative

[FORM OF ASSIGNMENT]

For value received, the undersigned hereby sells, assigns and transfers unto

(please print or type name, address and taxpayer identification number of transferee) the

within bond and all rights thereunder and does hereby irrevocably constitute and appoint attorney to transfer the within bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed: _____

Signature(s) must be guaranteed by an eligible guarantor institution participating in a Securities Transfer Association recognized signature guarantee program.

END OF BOND FORM

15. REPLACEMENT OF BONDS: Upon receipt by the City of proof of ownership of an unmatured bond, of satisfactory evidence that the bond has been lost, apparently destroyed or wrongfully taken and of security or indemnity that complies with applicable law and is satisfactory to the City, the City may authorize the bond registrar and paying agent to deliver a new executed bond to replace the bond lost, apparently destroyed or wrongfully taken in compliance with applicable law. In the event an outstanding matured bond is lost, apparently destroyed or wrongfully taken, the City may authorize the bond registrar and paying agent to pay the bond without presentation upon the receipt of the same documentation required for the delivery of a replacement bond. The bond registrar and paying agent, for each new bond delivered or paid without presentation as provided above, shall require the payment of expenses, including counsel fees, which may be incurred by the bond registrar and paying agent and the City in the premises. Any bond delivered pursuant to the provisions of this Section 16 in lieu of any bond lost, apparently destroyed or wrongfully taken shall be of the same form and tenor and be secured in the same manner as the bond in substitution for which such bond was delivered.

16. TAX COVENANT: The City covenants, to the extent permitted by law, to comply with all requirements of and to take all actions within its control necessary to assure that the interest on the Bonds will be and will remain excludable from gross income for federal income tax purposes (as opposed to any alternative minimum or other indirect taxation) under the Internal Revenue Code of 1986, as amended (the "Code"), including, but not limited to, actions relating to any required rebate of arbitrage earnings and the expenditure and investment of Bond proceeds and moneys deemed to be Bond proceeds. The City Manager and/or the Assistant City Manager/Finance and other appropriate City officials are authorized to do all things necessary (including the making of such covenants of the City as shall be appropriate) to assure that the interest on the Bonds will be and will remain excludable from gross income for federal income tax purposes. The Bonds of this series are not designated as "qualified tax exempt obligations" for purposes of deduction of interest expense by financial institutions.

17. APPROVAL OF DEPARTMENT OF TREASURY: The City Manager or the Assistant City Manager/Finance are authorized to notify Treasury of the City's intent to issue the Bonds, to pay the related fee and to request an order or orders providing an exception from prior approval for the Bonds or to apply for prior approval if an exception therefrom is not available. The City Manager or the Assistant City Manager/Finance further are authorized to apply for such additional approvals or waivers from Treasury as

may be necessary or advisable to accomplish the issuance and sale of the Bonds.

18. OFFICIAL STATEMENT: The City Manager or the Assistant City Manager/Finance is authorized to cause the preparation of an official statement for the Bonds for the purpose of enabling compliance with Rule 15c2-12 issued under the Securities Exchange Act of 1934, as amended (the "Rule") and to do all other things necessary to enable compliance with the Rule. After the award of the Bonds, the City will provide copies of a "final official statement" (as defined in paragraph (e)(3) of the Rule) on a timely basis and in reasonable quantity as requested by the purchaser to enable the purchaser of the Bonds to comply with paragraph (b)(4) of the Rule and the rules of the Municipal Securities Rulemaking Board.

19. CONTINUING DISCLOSURE: The City Manager or the Assistant City Manager/Finance is hereby authorized to execute a certificate of the City to comply with the continuing disclosure undertaking of the City with respect to the Bonds pursuant to paragraph (b)(5) of the Rule, and amendments to such certificate from time to time in accordance with the terms of such certificate (the certificate and any amendments thereto are collectively referred to herein as the "Continuing Disclosure Certificate"). The City hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate.

20. PUBLICATION OF NOTICE: An Official Notice of Sale for the public sale of the Bonds to the bidder whose bid produces the lowest interest cost computed by determining, at the rate or rates specified in such bids, the total dollar value of all interest on the Bonds from the dated date of the Bonds or the first day of the month following the date of sale, whichever is later, to their maturity and deducting therefrom any premium or adding thereto any discount, in the form prescribed by the City Manager or the Assistant City Manager/Finance, with such changes or additions thereto as shall be deemed necessary, shall be published in *The Bond Buyer* of New York, New York (the "Notice"), which Notice as published shall be evidence of any revisions to final Bond terms as permitted in this resolution.

21. SALE OF BONDS: The City shall receive bids for the Bonds in accordance with the Notice approved by the City Manager or the Assistant City Manager/Finance, award sale of the Bonds to the successful bidder determined in accordance with this Resolution, and take all further necessary steps to issue and deliver the Bonds, including but not limited to the execution of a resolution awarding the Bonds to the purchaser whose bid is determined to produce the lowest interest cost to the City determined as provided in Section 21 of this resolution.

22. CONFLICTING RESOLUTIONS: All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Yes:

No:

(c) Resolution Authorizing the Issuance of Proposal C Bond

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

WHEREAS, The City Council (the "City Council") and the electors of the City have determined that it is necessary to renovate and improve the City's Community Center Building, the site therefor and any furnishings and facilities related thereto and to acquire and improve additional park lands and open space for recreational and to pay all costs related thereto (the "Improvements"); and

WHEREAS, The cost of the Improvements is estimated to be Eight Million Five Hundred Thirty Thousand Dollars (\$8,530,000); and

WHEREAS, To finance the cost of the Improvements, as well as related legal and financing costs and contingencies related thereto, the City Council deems it necessary to borrow the sum of not to exceed Eight Million Five Hundred Thirty Thousand Dollars (\$8,530,000) and to issue general obligation unlimited tax bonds of the City therefor, as authorized by the provisions of Act 279, Public Acts of Michigan, 1909, as amended ("Act 279"), the City Charter of the City and the affirmative vote of the electors of the City at a general election held on April 5, 1999; and

WHEREAS, Prior to issuance of the bonds the City must either receive prior approval of the bonds from the Michigan Department of Treasury ("Treasury") or be exempt from prior approval as provided in Chapter III, Section 11 of the Municipal Finance Act, Act 202, Public Acts of Michigan, 1943, as amended ("Act 202"); and

WHEREAS, In order to be exempt from prior approval, the City must notify Treasury of the City's intent to issue the bonds.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. APPROVAL OF PLANS AND ESTIMATES OF COSTS: The plans and estimates of cost of the Improvements on file with the Assistant City Manager/Finance are hereby approved and adopted.

2. PERIOD OF USEFULNESS: The period of usefulness of the Improvements, estimated to be not less than twenty (20) years, is hereby approved and adopted.

3. AUTHORIZATION OF BONDS – PURPOSE: Bonds of the City, aggregating the principal sum of not to exceed Eight Million Five Hundred Thirty Thousand Dollars (\$8,530,000) (the "Bonds") shall be issued and sold, pursuant to the provisions of Act 279 and Act 202, for the purpose of defraying the cost of the Improvements and the costs incident thereto and incident to the issuance of said Bonds.

4. BOND DETAILS: The Bonds shall be designated CITY OF TROY, GENERAL OBLIGATION UNLIMITED TAX BONDS, SERIES 2000 (COMMUNITY CENTER AND RECREATIONAL FACILITIES); shall be dated as of August 1, 2000, or such other date

as shall be approved by the City Council at the time of sale; shall be numbered from 1 upwards, shall be fully registered; shall be in denominations of \$5,000 each or any integral multiple thereof not exceeding the aggregate principal amount for each maturity at the option of the purchaser thereof; shall bear interest at a rate or rates not exceeding 8% per annum, to be determined upon the sale thereof first payable on April 1, 2001 and semiannually thereafter on the first days of April and October in each year, or on such other dates as shall be approved by the City Council at the time of sale; and shall mature on October 1 in each year as follows:

<u>Year</u>	<u>Amount</u>
2001	\$ 130,000
2002	150,000
2003	200,000
2004	250,000
2005	300,000
2006	300,000
2007	300,000
2008	350,000
2009	350,000
2010	400,000
2011	400,000
2012	500,000
2013	500,000
2014	550,000
2015	550,000
2016	600,000
2017	650,000
2018	650,000
2019	700,000
2020	700,000

5. PAYMENT OF PRINCIPAL AND INTEREST: The principal of and interest on the Bonds shall be payable in lawful money of the United States. Principal shall be payable upon presentation and surrender of the Bonds to the bond registrar and paying agent as they severally mature. Interest shall be payable commencing on April 1, 2001, and semiannually thereafter, or such interest payment dates as provided in the resolution of the City Council authorizing the sale of the Bonds, by check or draft mailed by the bond registrar and paying agent to the person or entity which is, as of the 15th day of the month preceding the interest payment date, the registered owner at the registered address as shown on the registration books maintained by the bond registrar and paying agent. The date of determination of registered owner for purposes of payment of interest as provided in this paragraph may be changed by the City to conform to market practice in the future. Notwithstanding the foregoing, if the Bonds are held in book-entry-only form by DTC (as hereinafter defined), payment shall be made in the manner prescribed by DTC.

6. PRIOR REDEMPTION: The Bonds are subject to redemption prior to maturity at the times and prices and in the manner set forth in the Bond Form in Section 15 of this resolution.

Unless waived by any registered owner of Bonds to be redeemed, official notice of redemption shall be given by the bond registrar and paying agent on behalf of the City. Such notice shall be dated and shall contain at a minimum the following information: original issue date; maturity dates; interest rates; CUSIP numbers, if any; certificate numbers, and in the case of partial redemption, the called amounts of each certificate; the redemption date; the redemption price or premium; the place where Bonds called for redemption are to be surrendered for payment; and shall state that interest on Bonds or portions thereof called for redemption shall cease to accrue from and after the redemption date.

In addition, further notice shall be given by the bond registrar and paying agent in such manner as may be required or suggested by regulations or market practice at the applicable time, but no defect in such further notice nor any failure to give all or any portion of such further notice shall in any manner defeat the effectiveness of a call for redemption if notice thereof is given as prescribed herein.

7. BOOK-ENTRY SYSTEM: Initially, one fully-registered bond for each maturity of the Bonds, in the aggregate amount of such maturity, shall be issued in the name of Cede & Co., as nominee of The Depository Trust Company ("DTC") for the benefit of other parties (the "Participants") in the book-entry-only transfer system of DTC. In the event the City determines that it is in the best interest of the City not to continue the book-entry system of transfer or that the interests of the holders of the Bonds might be adversely affected if the book-entry system of transfer is continued, the City may notify DTC and the bond registrar and paying agent, whereupon DTC will notify the Participants of the availability through DTC of bond certificates. In such event, the bond registrar and paying agent shall deliver, transfer and exchange bond certificates as requested by DTC and any Participant or "beneficial owner" in appropriate amounts in accordance with this resolution. DTC may determine to discontinue providing its services with respect to the Bonds at any time by giving notice to the City and the bond registrar and paying agent and discharging its responsibilities with respect thereto under applicable law or the City may determine that DTC is incapable of discharging its duties and may so advise DTC. In either such event, the City shall use reasonable efforts to locate another securities depository. Under such circumstances (if there is no successor securities depository), the City and the bond registrar and paying agent shall be obligated to delivery bond certificates in accordance with the procedures established by this resolution. In the event bond certificates are issued, the provisions of this resolution shall apply to, among other things, the transfer and exchange of such certificates and the method of payment of principal of and interest on such certificates. Whenever DTC requests the City and the bond registrar and paying agent to do so, the City and the bond registrar and paying agent shall cooperate with DTC in taking appropriate action after reasonable notice to make available one or more separate certificates evidencing the Bonds to any Participant having Bonds certified to its DTC account or to arrange for another securities depository to maintain custody of certificates evidencing the Bonds.

Notwithstanding any other provision of this resolution to the contrary, so long as any bond is registered in the name of Cede & Co., as nominee of DTC, all payments with respect to the principal of, interest on and redemption premium, if any, on the Bonds and all notices with respect to the Bonds shall be made and given, respectively, to DTC as

provided in the Letter of Representations relating to the Bonds among DTC, the City and the bond registrar and paying agent. The City Manager or the Assistant City Manager/Finance are each authorized to sign the Letter of Representations on behalf of the City in such form as the City Manager or the Assistant City Manager/Finance deems necessary or appropriate in order to accomplish the issuance of the Bonds in accordance with law and this resolution.

8. BOND REGISTRAR AND PAYING AGENT: The City Manager or the Assistant City Manager/Finance are each authorized to designate, and may enter into an agreement with, Old Kent Bank, Grand Rapids, Michigan as bond registrar and paying agent for the Bonds. From time to time as required, the City Manager or the Assistant City Manager/Finance may designate a similarly qualified successor bond registrar and paying agent which shall be a bank or trust company located in the State of Michigan which is qualified to act in such capacity under the laws of the United States of America or the State of Michigan.

9. EXECUTION, AUTHENTICATION AND DELIVERY OF BONDS: The Bonds shall be executed in the name of the City with the manual or facsimile signatures of the Mayor and the City Clerk, shall have the City's seal or a facsimile thereof printed or affixed on them, and shall be authenticated by the manual signature of an authorized representative of the bond registrar and paying agent. The Bonds shall be delivered to the bond registrar and paying agent for authentication and shall be delivered by the bond registrar and paying agent to the purchaser in accordance with instructions from the City Manager or the Assistant City Manager/Finance upon receipt of the purchase price for the Bonds in accordance with the bid therefor when accepted. Executed blank bonds for registration and issuance to transferees may simultaneously, and from time to time thereafter as necessary, be delivered to the bond registrar and paying agent for safekeeping. The bond registrar and paying agent shall indicate on each Bond the date of its authentication.

10. EXCHANGE AND TRANSFER OF BONDS: Any Bond, upon surrender thereof to the bond registrar and paying agent with a written instrument of transfer satisfactory to the bond registrar and paying agent duly executed by the registered owner or his duly authorized attorney, at the option of the registered owner thereof, may be exchanged for a Bond or Bonds of any other authorized denomination of the same aggregate principal amount and maturity date and bearing the same rate of interest as the surrendered Bond.

Each Bond shall be transferable only upon the books of the City, which shall be kept for that purpose by the bond registrar and paying agent, upon surrender of such Bond together with a written instrument of transfer satisfactory to the bond registrar and paying agent duly executed by the registered owner or his duly authorized attorney.

Upon the exchange or transfer of any Bond, the bond registrar and paying agent on behalf of the City shall cancel the surrendered Bond and shall authenticate and deliver to the transferee a new Bond or Bonds of any authorized denomination of the same aggregate principal amount and maturity date and bearing the same rate of interest as the surrendered Bond. If, at the time the bond registrar and paying agent authenticates and delivers a new Bond pursuant to this section, payment of interest on the Bonds is in

default, the bond registrar and paying agent shall endorse upon the new Bond the following: "Payment of interest on this bond is in default. The last date to which interest has been paid is _____."

The City and the bond registrar and paying agent may deem and treat the person in whose name any Bond shall be registered upon the books of the City as the absolute owner of such Bond, whether such Bond shall be overdue or not, for the purpose of receiving payment of the principal of and interest on such Bond and for all other purposes, and all payments made to any such registered owner, or upon his order, in accordance with the provision of Section 5 of this resolution shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid, and neither the City nor the bond registrar and paying agent shall be affected by any notice to the contrary. The City agrees to indemnify and save the bond registrar and paying agent harmless from and against any and all loss, cost, charge, expense, judgment or liability incurred by it, acting in good faith and without negligence hereunder, in so treating such registered owner.

For every exchange or transfer of Bonds, the City or the bond registrar and paying agent may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to such exchange or transfer, which sum or sums shall be paid by the person requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer.

The bond registrar and paying agent shall not be required to transfer or exchange Bonds or portions of Bonds which have been selected for redemption.

11. SECURITY: The full faith and credit of the City are hereby pledged to the payment of the principal of and interest on the Bonds. There shall be levied upon all taxable property in the City upon the tax roll of the year 2000 and upon the tax roll of each year thereafter while any of the Bonds shall be outstanding, an amount such that the estimated collection therefrom will be sufficient to pay promptly at maturity the principal and interest maturing on the Bonds prior to the time of the following year's tax collections. Taxes required to be levied to pay principal of and interest on the Bonds shall be levied without limitation as to rate or amount.

12. DEBT RETIREMENT FUND: There shall be established and maintained a separate fund to be designated the Series 2000 Bonds (Community Center and Recreational Facilities) Debt Retirement Fund for the Bonds (the "Debt Retirement Fund"). The proceeds of the taxes (both current and delinquent) to be used to pay the principal and interest on the Bonds when due, shall be deposited as collected in the Debt Retirement Fund. The City Manager or the Assistant City Manager/Finance shall transfer moneys in the Debt Retirement Fund to the bond registrar and paying agent for the Bonds as necessary for the payment of the principal of and interest on the Bonds as the same shall become due. So long as the principal or interest on the Bonds remains unpaid, no moneys shall be withdrawn from such fund except to pay such principal and interest or to pay from any investment earnings on such fund the fees and expenses of the bond registrar and paying agent. There shall also be set aside in the Debt Retirement Fund, from the proceeds of the sale of the Bonds, any premium and accrued interest received from the purchaser at the time of delivery of the Bonds.

13. CONSTRUCTION FUND: The City Manager or the Assistant City Manager/Finance is further directed to establish a separate account, to be designated Series 2000 Bonds (Community Center and Recreational Facilities) Construction Fund (the "Construction Fund") into which the proceeds of the Bonds, less accrued interest and premium, if any, shall be deposited, which account shall be used to pay the costs of the Improvements and the costs of issuance incurred with respect to the Bonds. Proceeds remaining in the Construction Fund after completion of the Improvements and payment of the costs of issuance of the Bonds shall be applied as permitted by law.

14. DEFEASANCE: In the event cash or direct obligations of the United States or obligations the principal of and interest on which are guaranteed by the United States, or a combination thereof, the principal and interest on which, without reinvestment, come due at times and in amounts sufficient to pay, at maturity or irrevocable call for earlier optional redemption, the principal of, premium, if any, and interest on the Bonds, shall have been deposited in trust, this resolution shall be defeased and the owners of the Bonds shall have no further rights under this resolution except to receive payment of the principal of, premium, if any, and interest on the Bonds from the cash or securities deposited in trust and the interest and gains thereon and to transfer and exchange Bonds as provided herein.

15. FORM OF BONDS: The Bonds shall be in substantially the following form:
[DTC LEGEND]

**UNITED STATES OF AMERICA
STATE OF MICHIGAN
COUNTY OF OAKLAND**

**CITY OF TROY
GENERAL OBLIGATION UNLIMITED TAX BONDS, SERIES 2000
(COMMUNITY CENTER AND RECREATIONAL FACILITIES)**

R-_____

\$_____

<u>Interest Rate</u>	<u>Maturity Date</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
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Registered Owner:

Principal Amount:

The City of Troy, County of Oakland, State of Michigan (the "City"), for value received, hereby promises to pay to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America, on the Maturity Date specified above, unless redeemed prior thereto as

hereinafter provided, with interest thereon from the Date of Original Issue specified above or such later date to which interest has been paid, until paid, at the Interest Rate per annum specified above, first payable on April 1, 2001, and semiannually thereafter. Principal of this bond is payable at the designated office of Old Kent Bank, Grand Rapids, Michigan or such other bond registrar and paying agent as the City may hereafter designate by notice mailed to the registered owner hereof not less than sixty (60) days prior to any interest payment date. Interest on this bond is payable to the registered owner of record as of the fifteenth (15th) day of the month preceding the interest payment date as shown on the registration books of the City maintained by the bond registrar and paying agent, by check or draft mailed to the registered owner at the registered address.

This bond is one of a series of bonds of even original issue date and like tenor, aggregating the principal sum of \$8,530,000, issued for the purpose of defraying the costs of renovation and improvements to the City's Community Center Building, the site therefor and any furnishings and facilities related thereto and the acquisition and improvement of additional park lands and open space for recreational use in the City in accordance with resolutions duly and regularly adopted by the City Council of said City (said resolutions herein collectively referred to as the "Resolution"), and pursuant to and in full conformity with the Constitution and Statutes of Michigan including the provisions of Act 279, Public Acts of Michigan, 1909, as amended, Act 202, Public Acts of Michigan, 1943, as amended, the City Charter of the City and the affirmative vote of the electors of the City at a general election held on April 5, 1999. The full faith and credit of the City are hereby pledged for the prompt payment of the principal of and interest on this bond. The City is required to levy annually ad valorem taxes, without limitation as to rate or amount, to pay such principal and interest as the same shall become due.

This bond is transferable, as provided in the Resolution, only upon the books of the City kept for that purpose by the bond registrar and paying agent, by the registered owner hereof in person, or by the registered owner's attorney duly authorized in writing, upon the surrender of this bond together with a written instrument of transfer satisfactory to the bond registrar and paying agent duly executed by the registered owner or the registered owner's attorney duly authorized in writing. Upon the exchange or transfer of this bond a new bond or bonds of any authorized denomination, in the same aggregate principal amount and of the same interest rate and maturity, shall be authenticated and delivered to the transferee in exchange therefor as provided in the Resolution authorizing the bonds of this issue, and upon the payment of the charges, if any, therein provided. Bonds so authenticated and delivered shall be in the denomination of \$5,000 or any integral multiple thereof not exceeding the aggregate principal amount for each maturity.

The bond registrar and paying agent shall not be required to transfer or exchange bonds or portions of bonds which have been selected for redemption.

Bonds maturing prior to October 1, 2008, are not subject to redemption prior to maturity. Bonds maturing on or after October 1, 2008, are subject to redemption prior to maturity, at the option of the City, in such order as shall be determined by the City, on any one or more interest payment dates on or after October 1, 2007. The redemption price shall be the principal amount of the bond or portion of the bond called to be redeemed plus accrued interest to the date fixed for redemption, and a premium, as follows:

½% of the principal amount of each bond called for redemption on or after October 1, 2007, but prior to October 1, 2010.

Bonds of a denomination greater than \$5,000 may be partially redeemed in the amount of \$5,000 or any integral multiple thereof. If less than all of the bonds maturing in any year are to be redeemed, the bonds or portions of bonds to be redeemed shall be selected by lot. In case less than the full amount of an outstanding bond is called for redemption, the bond registrar and paying agent, upon presentation of the bond called for redemption, shall register, authenticate and deliver to the registered owner of record a new bond in the principal amount of the portion of the original bond not called for in the redemption.

Notice of redemption shall be given to the registered owners of bonds or portions thereof called for redemption by mailing of such notice not less than thirty (30) nor more than sixty (60) days prior to the date fixed for redemption to the registered address of the registered owner of record. Bonds or portions of bonds so called for redemption shall not bear interest on and after the date fixed for redemption, provided funds are on hand with the bond registrar and paying agent to redeem said bonds.

It is hereby certified, recited and declared that all acts, conditions and things required to exist, happen and be performed precedent to and in the issuance of the bonds of this series, in order to make them valid and binding obligations of the City, existed, have happened and have been performed in regular and due form and manner as required by law, and that the total indebtedness of the City, including the series of bonds of which this is one, does not exceed any constitutional, statutory or charter limitation.

IN WITNESS WHEREOF, the City of Troy, County of Oakland, State of Michigan, by its City Council, has caused this bond to be executed in its name by the original or facsimile signatures of its Mayor and its City Clerk and its corporate seal (or a facsimile thereof) to be impressed or imprinted hereon, all as of the Date of Original Issue. This bond shall not be valid or obligatory for any purpose unless the Certificate of Authentication has been manually executed by an authorized representative of the bond registrar and paying agent.

CITY OF TROY

By: _____
Mayor

CITY OF TROY

[Seal]

And:

By: _____
City Clerk

[FORM OF CERTIFICATE OF AUTHENTICATION]

Date of Registration:

Certificate of Authentication

This bond is one of the bonds described in the within mentioned Resolution.

_____, bond registrar and paying agent

By: _____

Authorized Representative

[FORM OF ASSIGNMENT]

For value received, the undersigned hereby sells, assigns and transfers
unto _____(please print or type name, address and taxpayer identification number of transferee) the
within bond and all rights thereunder and does hereby irrevocably constitute and appoint_____
attorney to transfer the within bond on the books kept for registration thereof, with full
power of substitution in the premises.

Dated: _____

Signature Guaranteed: _____

Signature(s) must be guaranteed by an eligible guarantor institution participating in
a Securities Transfer Association recognized signature guarantee program.**END OF BOND FORM**

16. REPLACEMENT OF BONDS: Upon receipt by the City of proof of ownership of an unmatured bond, of satisfactory evidence that the bond has been lost, apparently destroyed or wrongfully taken and of security or indemnity that complies with applicable law and is satisfactory to the City, the City may authorize the bond registrar and paying agent to deliver a new executed bond to replace the bond lost, apparently destroyed or wrongfully taken in compliance with applicable law. In the event an outstanding matured bond is lost, apparently destroyed or wrongfully taken, the City may authorize the bond registrar and paying agent to pay the bond without presentation upon the receipt of the same documentation required for the delivery of a replacement bond. The bond registrar and paying agent, for each new bond delivered or paid without presentation as provided above, shall require the payment of expenses, including counsel fees, which may be incurred by the bond registrar and paying agent and the City in the premises. Any bond delivered pursuant to the provisions of this Section 16 in lieu of any bond lost, apparently destroyed or wrongfully taken shall be of the same form and tenor and be secured in the same manner as the bond in substitution for which such bond was delivered.

17. TAX COVENANT: The City covenants, to the extent permitted by law, to

comply with all requirements of and to take all actions within its control necessary to assure that the interest on the Bonds will be and will remain excludable from gross income for federal income tax purposes (as opposed to any alternative minimum or other indirect taxation) under the Internal Revenue Code of 1986, as amended (the "Code"), including, but not limited to, actions relating to any required rebate of arbitrage earnings and the expenditure and investment of Bond proceeds and moneys deemed to be Bond proceeds. The City Manager and/or the Assistant City Manager/Finance and other appropriate City officials are authorized to do all things necessary (including the making of such covenants of the City as shall be appropriate) to assure that the interest on the Bonds will be and will remain excludable from gross income for federal income tax purposes. The Bonds of this series are not designated as "qualified tax exempt obligations" for purposes of deduction of interest expense by financial institutions.

18. APPROVAL OF DEPARTMENT OF TREASURY: The City Manager or the Assistant City Manager/Finance are authorized to notify Treasury of the City's intent to issue the Bonds, to pay the related fee and to request an order or orders providing an exception from prior approval for the Bonds or to apply for prior approval if an exception therefrom is not available. The City Manager or the Assistant City Manager/Finance further are authorized to apply for such additional approvals or waivers from Treasury as may be necessary or advisable to accomplish the issuance and sale of the Bonds.

19. OFFICIAL STATEMENT: The City Manager or the Assistant City Manager/Finance is authorized to cause the preparation of an official statement for the Bonds for the purpose of enabling compliance with Rule 15c2-12 issued under the Securities Exchange Act of 1934, as amended (the "Rule") and to do all other things necessary to enable compliance with the Rule. After the award of the Bonds, the City will provide copies of a "final official statement" (as defined in paragraph (e)(3) of the Rule) on a timely basis and in reasonable quantity as requested by the purchaser to enable the purchaser of the Bonds to comply with paragraph (b)(4) of the Rule and the rules of the Municipal Securities Rulemaking Board.

20. CONTINUING DISCLOSURE: The City Manager or the Assistant City Manager/Finance is hereby authorized to execute a certificate of the City to comply with the continuing disclosure undertaking of the City with respect to the Bonds pursuant to paragraph (b)(5) of the Rule, and amendments to such certificate from time to time in accordance with the terms of such certificate (the certificate and any amendments thereto are collectively referred to herein as the "Continuing Disclosure Certificate"). The City hereby covenants and agrees that it will comply with and carry out all of the provisions of the Continuing Disclosure Certificate.

21. PUBLICATION OF NOTICE: An Official Notice of Sale for the public sale of the Bonds to the bidder whose bid produces the lowest interest cost computed by determining, at the rate or rates specified in such bids, the total dollar value of all interest on the Bonds from the dated date of the Bonds or the first day of the month following the date of sale, whichever is later, to their maturity and deducting therefrom any premium or adding thereto any discount, in the form prescribed by the City Manager or the Assistant City Manager/Finance, with such changes or additions thereto as shall be deemed necessary, shall be published in *The Bond Buyer* of New York, New York (the "Notice"),

which Notice as published shall be evidence of any revisions to final Bond terms as permitted in this resolution.

22. SALE OF BONDS: The City shall receive bids for the Bonds in accordance with the Notice approved by the City Manager or the Assistant City Manager/Finance, award sale of the Bonds to the successful bidder determined in accordance with this Resolution, and take all further necessary steps to issue and deliver the Bonds, including but not limited to the execution of a resolution awarding the Bonds to the purchaser whose bid is determined to produce the lowest interest cost to the City determined as provided in Section 21 of this resolution.

23. CONFLICTING RESOLUTIONS: All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Yes:

No:

Banners**F-6**Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, that the request for the purchase and installation of mounting hardware for 20 double banners as outlined in the memorandum from the Director of Parks and Recreation dated May 15, 2000 is hereby approved, with funding provided in the operating budget of Parks and Recreation Department, and a copy of the memorandum shall be attached to and made a part of the original minutes of this meeting.

Yes:

No:

Bids for Emergency Medical Services: (a) Award of Contract for the Fire Consortium; (b) Waiver of Bid for Extension of Current Contract With Community EMS**F-7**

(a) Award of Emergency Medical Services Contract for the Fire ConsortiumSuggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That a three year contract, with an option to renew for three additional years, to provide Emergency Medical Services, to the lowest priced and highest rated bidder, Community EMS, at the prices contained in the bid tabulation opened May 3,

2000, a copy of which shall be attached to the original minutes of this meeting, contingent upon contractor submission of properly executed bid and contract documents, including bonds, insurance certificates and all other specified requirements at an estimated total cost of \$1,356,352 for the three contract years commencing October 1, 2000.

Yes:

No:

(b) Waiver of Bid for Extension of Current Contract With Community EMS

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

WHEREAS, On April 14, 1997, a three year contract with an option to renew for an additional three years, to provide medical first responder and ambulance services was awarded to the low bidder, Community EMS (Resolution #97-302); and

WHEREAS, Community EMS has agreed to extend the contract until September 30, 2000 to allow mobilization time for the new Emergency Medical Services Contract to commence on October 1, 2000 and;

WHEREAS, It is the determination of the City Manager and City Council of the City of Troy that no benefit would result to the City to solicit additional sealed bids for the interim;

NOW, THEREFORE, BE IT RESOLVED, That the contract with Community EMS of Southfield, Michigan is hereby extended until September 30, 2000 at unit prices contained in the bid tabulation opened January 20, 1997 for Year 3, as well as the current user rate schedule for 2000, a copy of which shall be attached to the original minutes of this meeting.

Yes:

No:

**Request for Transfer of Employment for Hi-Tech Tool Industries for
Oakland County Economic Development Corporation Financing Only**

F-8

Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That the Troy City Council hereby consents to the transfer of employment from the City of Troy to Auburn Hills only for the purpose of financing Revenue Bonds through the Oakland County Economic Development Corporation, for Hi-Tech Tool

Industries, Inc., 1600 West Maple.

Yes:

No:

Recommendation - Mini Library**F-9**Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That the services provided at the Mini Library, located in rented space at 1977 E. Wattles, be relocated to the Main Library at 510 W. Big Beaver at the expiration of the current lease on July 31, 2000, and that the lease not be renewed, as recommended by the City Administration in a memorandum dated May 15, 2000, a copy of which shall be attached to and made a part of the original minutes of this meeting.

Yes:

No:

Design Services - CMAQ Projects: Project No. 00.106.5 – Coolidge, Left Turn Storage Under I-75; Project No. 00.107.5 – Crooks, Extend Left Turn Storage EB at Kirts; Project No. 00.108.5 – Wattles Right Turn Lane at Forsyth; Project No. 00.109.5 – Wattles EB and WB Right Turn Lane at Coolidge; Project No. 99.205.5 – Square Lake – John R Intersection; Project No. 99.206.5 – Square Lake – Dequindre Intersection

F-10Suggested Resolution

Resolution #2000-

Moved by

Seconded by

RESOLVED, That a contract is hereby approved between the City of Troy and Ken Van Hoelst, P.E., for the administration of the CMAQ projects in an amount not to exceed \$25,066.00 as outlined in an memorandum from the City Engineer dated June 1, 2000, a copy of which shall be attached and made part of the original minutes of this meeting and the Mayor and City Clerk are authorized to execute the documents.

Yes:

No:

Hiring of Independent Fee Appraisers and Review Appraisers for Road Projects

F-11Suggested Resolution

Resolution #2000-

Moved by
Seconded by

RESOLVED, That the City Council approve hiring independent Fee Appraisers and Review Appraisers or firms for all parcels related to the Dequindre Road widening-Wattles to Long Lake Project; Livernois widening-Wattles to Long Lake Project; the Big Beaver widening-Adams to Livernois Project and the Maple Road widening-west of Coolidge Project, in an amount not to exceed \$425,000.00 as outlined in a memorandum from the Real Estate and Development Director dated June 13, 2000 a copy of which shall be attached and made a part of the original minutes of this meeting.

Yes:
No:

COUNCIL COMMENTS

COUNCIL REFERRALS

VISITORS

Any person not a member of the Council may address the Council with the permission of the Mayor, after clearly stating the nature of his/her inquiry. Any such matter may be deferred to another time or referred for study and recommendation upon the request of any one Council Member except that by a majority vote of the council Members elect, said matter may be acted upon immediately. The Mayor may require that such inquiries or comments be heard at such time as the related subject may appear on the prepared Agenda. No person not a member of the Council shall be allowed to speak more than twice or longer than five (5) minutes on any question, unless so permitted by the Chair. The Council may waive the requirements of this section by a majority of the Council Members elect. *(Rules of Procedure for the City Council, Article 12, as amended April 12, 1999).*

REPORTS AND COMMUNICATIONS

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G-1

Minutes - Boards and Committees

G-2

- (a) Advisory Committee for Senior Citizens Minutes - May 4, 2000
- (b) Board of Zoning Appeals - May 16, 2000
- (c) Traffic Committee - May 17, 2000
- (d) Troy Liquor Advisory Committee - May 22, 2000
- (e) Troy Daze - May 23, 2000
- (f) Building Code Board of Appeals - June 7, 2000
- (g) Public Library Advisory Board - June 8, 2000
- (h) Troy Liquor Advisory Committee - June 12, 2000
- (i) Police/Fire Commission (Act 78) - June 13, 2000

Department Reports

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(a) Permits Issued During the Month of May, 2000

Announcements of Public Hearings: G-4

Proposed Proclamations: G-5

- (a) Celebrate Dassault Systems Creation of Delmia
- (b) To Honor George Darany
- (c) To Honor Nicola Antakli
- (d) To Honor Walid Khalife
- (e) To Altair Engineering
- (f) To ArvinMeritor, Inc.

Tree Removal - Northwest Corner of Coolidge and Wattles G-6

Description of Work for Veteran's Memorial G-7

Thank You to Ken Belwood of the Engineering Department G-8

Mr. Frank Robbins, 111 Lovell, Drainage Concerns G-9

Thank You Letter to Ron Hynd Regarding the Peace Garden G-10

Board of Review G-11

REPORTS AND COMMUNICATIONS

Heritage Day G-12

Letter from Chief Craft to American Federation of Police G-13

Home Chore G-14

Pilot Refuse Cart Program G-15

Team Building Facilitators G-16

Dr. Kasunic E-Mail Regarding Neighborhood Concerns G-17

Communication to Dr. Kasunic, Summarizing 6/12/00 Meeting G-18

Letter from Troy Chamber of Commerce in support of Tax Abatement G-19

Irrigation G-20

Police Enforcement to Combat Traffic Congestion G-21

Civic Center Site - Performing Arts Center

G-22

Leachate Testing at the Old Troy Landfill/Future Golf Course Site

G-23

Respectfully submitted,

John Szerlag, City Manager